



Journal of the House

State of Indiana

121st General Assembly

Second Regular Session

Eleventh Day

Thursday Morning

January 23, 2020

The invocation was offered by Pastor Dennis Meyer of Bethany Lutheran Church in LaPorte, a guest of Representative Pressel.

The House convened at 10:00 a.m. with Speaker Brian C. Bosma in the Chair.

The Pledge of Allegiance to the Flag was led by Representative Morris.

The Speaker ordered the roll of the House to be called:

Abbott	Jackson <input type="checkbox"/>
Austin	Jordan
Aylesworth	Judy
Bacon	Karickhoff
Baird	Kirchhofer
Barrett	Klinker
Bartels	Lauer
Bartlett	Lehe
Bauer	Lehman
Beck	Leonard
Behning	Lindauer
Borders	Lucas
Boy	Lyness
T. Brown	Macer
Burton	Manning
Campbell	May
Candelaria Reardon <input type="checkbox"/>	Mayfield
Carbaugh	McNamara
Cherry	Miller
Chyung	Moed
Clere	Morris
Cook	Morrison
Davisson	Moseley
Deal	Negele
DeLaney	Nisly
DeVon	Pfaff
Dvorak	Pierce
Eberhart	Porter
Ellington	Prescott
Engleman	Pressel
Errington	Pryor
Fleming	Saunders
Forestal	Schaibley
Frye	Shackleford
GiaQuinta	Sherman
Goodin	Smaltz
Goodrich	V. Smith
Gutwein	Soliday
Hamilton	Speedy
Harris	Steuerwald
Hatcher	Stutzman <input type="checkbox"/>
Hatfield	Sullivan <input type="checkbox"/>
Heaton	Summers
Heine	Thompson
Hostettler	Torr
Huston	VanNatter

Vermilion
Wesco
Wolkins
Wright

J. Young
Zent
Ziemke
Mr. Speaker

Roll Call 39: 96 present; 4 excused. The Speaker announced a quorum in attendance. [NOTE: ☐ indicates those who were excused.]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Monday, January 27, 2020, at 1:30 p.m.

LEHMAN

The motion was adopted by a constitutional majority.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Concurrent Resolution 11, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said resolution do pass.

(Reference is to HC 11 as introduced.)

Committee Vote: Yeas 11, Nays 0.

SULLIVAN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1003, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 5, delete lines 23 through 42, begin a new paragraph and insert:

"SECTION 2. IC 20-20-8-3, AS AMENDED BY P.L.233-2015, SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 3. (a) Not earlier than March 15 or later than March 31 of each year, the governing body of a school corporation shall publish **either**:

(1) an annual performance report of the school corporation; **or**

(2) a summary of the annual performance report with a description of how to find and view the full annual performance report on the Internet.

~~in compliance with the procedures identified in section 7 of this chapter.~~ The report **or summary** must be published one (1) time annually under IC 5-3-1.

(b) The department shall make each school corporation's report available on the department's Internet web site. The annual performance report published on the Internet for a school corporation, including a charter school, must include any additional information submitted by the school corporation under section 6(3)(A) of this chapter. The governing body of a school corporation shall make the school corporation's report

available on a prominent page of a school corporation's Internet web site.

(c) The governing body of a school corporation shall provide a copy of the report to a person who requests a copy. The governing body may not charge a fee for providing the copy."

Delete pages 6 through 7.

Page 8, delete lines 1 through 17.

Page 9, line 1, delete "suspending all or portions of IC 20-30." and insert **"waiving any provision under this chapter."**

Page 9, line 2, delete "suspend all or" and insert **"waive any provision under this chapter"**.

Page 9, line 3, delete "portions of IC 20-30 only if the suspension" and insert **"only if the waiver request"**.

Page 9, between lines 23 and 24, begin a new line block indented and insert:

"(9) IC 20-30-5-0.5 (display of United States flag; Pledge of Allegiance).

(10) IC 20-30-5-1 (constitutions).

(11) IC 20-30-5-3 (protected writings).

(12) IC 20-30-5-4 (American history).

(13) IC 20-30-5-4.5 (moment of silence).

(14) IC 20-30-5-5 (morals instruction).

(15) IC 20-30-5-6 (good citizenship instruction).

(16) IC 20-30-5-22 (Indiana studies).

(17) IC 20-30-5-21 (contrary student instruction not permitted)."

Page 9, line 24, delete "(9)" and insert **"(18)"**.

Page 9, line 26, delete "(10)" and insert **"(19)"**.

Page 9, line 27, delete "(11)" and insert **"(20)"**.

Page 9, line 29, delete "(12)" and insert **"(21)"**.

Page 9, line 30, delete "(13)" and insert **"(22)"**.

Page 9, line 31, delete "(14)" and insert **"(23)"**.

Page 9, line 32, delete "(15)" and insert **"(24)"**.

Page 9, line 33, delete "(16)" and insert **"(25)"**.

Page 9, line 34, delete "(17)" and insert **"(26)"**.

Page 9, line 36, delete "(18)" and insert **"(27)"**.

Page 9, line 37, delete "(19)" and insert **"(28)"**.

Page 9, line 38, delete "(20)" and insert **"(29)"**.

Page 9, line 39, delete "(21)" and insert **"(30)"**.

Page 9, line 41, delete "(22)" and insert **"(31)"**.

Page 9, line 42, delete "(23)" and insert **"(32)"**.

Page 10, line 1, delete "(24)" and insert **"(33)"**.

Page 10, line 2, delete "(25)" and insert **"(34)"**.

Page 10, line 4, delete "(26)" and insert **"(35)"**.

Page 10, line 5, delete "(27)" and insert **"(36)"**.

Page 10, line 7, delete "(28)" and insert **"(37)"**.

Page 10, line 8, delete "(29)" and insert **"(38)"**.

Page 10, line 14, after "board." insert **"The report shall describe compliance waiver submissions that were approved as well as compliance waiver submissions that were denied by the state board."**

Page 10, line 40, delete "The" and insert **"(c) In the event the state board does not require training to be completed as part of a teacher preparation program under IC 20-28-5.5-1, the"**.

Page 10, line 40, reset in roman "training required under this section must be during the".

Page 10, reset in roman line 41.

Page 16, line 18, delete "Except as provided in subsection (c), the" and insert **"The"**.

Page 16, line 22, after "IC 20-28-5, or" insert **", in consultation with teacher preparation programs (as defined in IC 20-28-3-1(b)),"**.

Page 16, between lines 30 and 31, begin a new line blocked left and insert:

"However, nothing in this subsection shall be construed to authorize the state board to suspend or otherwise eliminate training requirements described in this subsection."

Page 16, line 31, delete "Except as provided in subsection (c)

and in" and insert **"In"**.

Page 17, line 13, after "or" insert **", in consultation with teacher preparation programs (as defined in IC 20-28-3-1(b)),"**.

Page 17, line 15, delete "shorter or" and insert **"more frequent and"**.

Page 17, line 16, after "training" insert **"may not"**.

Page 17, line 16, delete "frequent" and insert **"stringent"**.

Page 17, line 17, after "2020." insert **"Nothing in this subsection shall be construed to authorize the state board to suspend or otherwise eliminate training requirements described in this subsection."**

Page 18, line 26, after "(a)(2)(B)" insert **", "**.

Page 18, line 26, strike "or".

Page 18, line 26, delete ":" and insert **", or (a)(2)(D):"**.

Page 19, between lines 24 and 25, begin a new paragraph and insert:

"(f) If a school offers a course described in subsection (a)(2)(B), (a)(2)(C), or (a)(2)(D), the parent of a student and the student who intends to enroll in the course must provide consent to the school to enroll in the course. The consent form used by the school, which shall be prescribed by the state board in collaboration with the commission for higher education, must notify the parent and the student that enrollment in the course may affect the student's ability to attend a particular postsecondary educational institution or enroll in a particular course at a particular postsecondary educational institution because the course does not align with academic requirements established by the postsecondary educational institution."

Renumber all SECTIONS consecutively.

(Reference is to HB 1003 as introduced.)
and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

BEHNING, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Insurance, to which was referred House Bill 1004, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 16-21-2-17 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 17. (a) As used in this section, "covered individual" means an individual who is entitled to be provided health care services at a cost established according to a network plan.**

(b) As used in this section, "facility" means an institution in which health care services are provided to individuals. The term includes:

(1) hospitals and other licensed ambulatory surgical centers; and

(2) ambulatory outpatient surgical centers.

(c) As used in this section, "in network provider" means a provider that is required under a network plan to provide health care services to covered individuals at not more than a preestablished rate or amount of compensation.

(d) As used in this section, "network plan" means a plan under which providers are required by contract to provide health care services to covered individuals at not more than a preestablished rate or amount of compensation.

(e) As used in this section, "practitioner" means the following:

(1) An individual licensed under IC 25 who provides professional health care services to individuals in a facility.

- (2) An organization:
 - (A) that consists of practitioners described in subdivision (1); and
 - (B) through which practitioners described in subdivision (1) provide health care services.
- (3) An entity that:
 - (A) is not a facility; and
 - (B) employs practitioners described in subdivision (1) to provide health care services.
- (f) As used in this section, "provider" means:
 - (1) a facility; or
 - (2) a practitioner.
- (g) Except as provided in subsection (h), when a covered individual receives health care services in a facility that is an in network provider, neither:
 - (1) the facility; nor
 - (2) a practitioner who provides health care services in the facility;
 may charge more for the health care services provided to the covered individual than allowed according to the rate or amount of compensation established by the network plan.
- (h) A facility that is an in network provider or a practitioner who provides health care services in the facility may charge more for the health care services provided to the covered individual than allowed according to the rate or amount of compensation established by the network plan if all of the following conditions are met:
 - (1) At least five (5) days before the health care services are scheduled to be provided to the covered individual, the facility or practitioner provides to the covered individual, on a form separate from any other form provided to the covered individual by the facility or practitioner, a statement in conspicuous type at least as large as fourteen (14) point type that meets the following requirements:
 - (A) Includes a notice reading substantially as follows: "[Name of facility or practitioner] intends to charge you more for [name or description of health care services] than allowed according to the rate or amount of compensation established by the network plan applying to your coverage. [Name of facility or practitioner] is not entitled to charge this much for [name or description of health care services] unless you give your written consent to the charge.".
 - (B) Sets forth the facility's or practitioner's good faith estimate of the amount that the facility or practitioner intends to charge for the health care services provided to the covered individual.
 - (C) Includes a notice reading substantially as follows concerning the good faith estimate set forth under clause (B): "The estimate of our intended charge for [name or description of health care services] set forth in this statement is provided in good faith and is our best estimate of the amount we will charge.".
 - (2) The covered individual signs the statement provided under subdivision (1), signifying the covered individual's consent to the charge for the health care services being greater than allowed according to the rate or amount of compensation established by the network plan.
 - (i) If the charge of a facility or practitioner for health care services provided to a covered individual exceeds the estimate provided to the covered individual under subsection (h)(1)(B), the facility or practitioner shall explain in a writing provided to the covered individual why the charge exceeds the estimate.

SECTION 2. IC 25-1-9-23 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 23. (a) As used in this section, "covered individual" means an individual who is

entitled to be provided health care services at a cost established according to a network plan.

(b) As used in this section, "in network practitioner" means a practitioner who is required under a network plan to provide health care services to covered individuals at not more than a preestablished rate or amount of compensation.

(c) As used in this section, "network plan" means a plan under which facilities and practitioners are required by contract to provide health care services to covered individuals at not more than a preestablished rate or amount of compensation.

(d) As used in this section, "practitioner" means the following:

(1) An individual licensed under IC 25 who provides professional health care services to individuals in a facility.

(2) An organization:

(A) that consists of practitioners described in subdivision (1); and

(B) through which practitioners described in subdivision (1) provide health care services.

(3) An entity that:

(A) is not a facility; and

(B) employs practitioners described in subdivision (1) to provide health care services.

(e) Except as provided in subsection (f), an in network practitioner who provides health care services to a covered individual may not charge more for the health care services than allowed according to the rate or amount of compensation established by the network plan.

(f) An in network practitioner who provides health care services to a covered individual may charge more for the health care services than allowed according to the rate or amount of compensation established by the network plan if all of the following conditions are met:

(1) At least five (5) days before the health care services are scheduled to be provided to the covered individual, the practitioner provides to the covered individual, on a form separate from any other form provided to the covered individual by the practitioner, a statement in conspicuous type at least as large as fourteen (14) point type that meets the following requirements:

(A) Includes a notice reading substantially as follows: "[Name of practitioner] intends to charge you more for [name or description of health care services] than allowed according to the rate or amount of compensation established by the network plan applying to your coverage. [Name of practitioner] is not entitled to charge this much for [name or description of health care services] unless you give your written consent to the charge.".

(B) Sets forth the practitioner's good faith estimate of the amount that the practitioner intends to charge for the health care services provided to the covered individual.

(C) Includes a notice reading substantially as follows concerning the good faith estimate set forth under clause (B): "The estimate of our intended charge for [name or description of health care services] set forth in this statement is provided in good faith and is our best estimate of the amount we will charge. If our actual charge for [name or description of health care services] exceeds our estimate, we will explain to you why the charge exceeds the estimate.".

(2) The covered individual signs the statement provided under subdivision (1), signifying the covered individual's consent to the charge for the health care services being greater than allowed according to the rate or amount of compensation established by the network plan.

(g) If the charge of a practitioner for health care services provided to a covered individual exceeds the estimate provided to the covered individual under subsection (f)(1)(B), the facility or practitioner shall explain in a writing provided to the covered individual why the charge exceeds the estimate.

(Reference is to HB 1004 as introduced.)
and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

CARBAUGH, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1005, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 6, delete lines 19 through 23, begin a new paragraph and insert:

"SECTION 5. IC 16-18-2-163.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 163.6. "Health care services", for purposes of IC 16-51-1, has the meaning set forth in IC 16-51-1-1.**"

Page 6, line 26, after "163.8." insert "(a)".

Page 6, between lines 28 and 29, begin a new paragraph and insert:

"(b) **"Health carrier", for purposes of IC 16-51-2, has the meaning set forth in IC 16-51-1-1.**"

Page 7, delete lines 3 through 7.

Page 7, between lines 38 and 39, begin a new paragraph and insert:

"(f) **"Practitioner", for purposes of IC 16-51-1, has the meaning set forth in IC 16-51-1-4.**"

Page 8, between lines 40 and 41, begin a new paragraph and insert:

"(f) **"Provider", for purposes of IC 16-51-2, has the meaning set forth in IC 16-51-2-2.**"

Page 9, delete lines 4 through 40, begin a new paragraph and insert:

"SECTION 17. IC 16-18-2-328.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 328.7. "Service facility location", for purposes of IC 16-51-1, has the meaning set forth in IC 16-51-1-6.**"

SECTION 18. IC 16-18-2-362.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 362.1. "Urgent care facility", for purposes of IC 16-24.5-1, has the meaning set forth in IC 16-24.5-1-1.**"

Page 10, line 19, after "estimate" insert **"within three (3) business days"**.

Page 10, line 20, delete "or" and insert ".".

Page 10, delete lines 21 through 24.

Page 10, between lines 28 and 29, begin a new paragraph and insert:

"Sec. 0.5. Nothing in this chapter prohibits:

(1) a self-funded health benefit plan that complies with the federal Employee Retirement Income Security Act (ERISA) of 1974 (29 U.S.C. 1001 et seq.); or

(2) a self-insurance program established to provide group health coverage as described in IC 5-10-8-7(b), or a contract for health services as described in IC 5-10-8-7(c);

from providing information requested by a practitioner or provider facility under this chapter."

Page 10, line 33, delete "realistic, honest" and insert **"reasonable"**.

Page 10, line 33, delete "amount" and insert **"price"**.

Page 12, line 6, after "services" insert **"ordered, scheduled, or referred by a practitioner"**.

Page 12, line 6, delete "the:" and insert **"the purpose of:"**.

Page 12, line 18, after "therapists);" insert **"or"**.

Page 12, delete line 19.

Page 12, line 20, delete "(D)" and insert **"(C)"**.

Page 12, delete line 21.

Page 12, between lines 23 and 24, begin a new paragraph and insert:

"Sec. 8.5. As used in this chapter, "price" means the negotiated rate between the:

(1) provider facility and practitioner; and

(2) covered individual's health carrier."

Page 12, line 35, delete "." and insert **", including outpatient facilities."**

Page 12, between lines 40 and 41, begin a new line block indented and insert:

"(8) An infusion center that administers intravenous medications."

Page 12, line 41, after "not" insert **"**:

(1)".

Page 12, line 42, delete "recipient." and insert **"recipient; or**

(2) limit the authority of a legal representative of the patient."

Page 13, line 4, delete "amount" and insert **"price"**.

Page 13, line 7, delete "seventy-two (72) hours" and insert **"three (3) business days"**.

Page 13, line 10, delete "charge" and insert **"price"**.

Page 13, line 22, delete "and" and insert **", "**.

Page 13, line 23, delete ":" and insert **", and other persons who provide professional health services:"**.

Page 13, line 39, delete "amount" and insert **"price"**.

Page 14, line 4, delete "is" and insert **"and has been verified as"**.

Page 14, line 27, delete "or".

Page 14, line 28, after "mail;" insert **"or**

(3) through a mobile application;".

Page 14, line 34, delete "charge" and insert **"price"**.

Page 14, line 36, delete "charges" and insert **"prices"**.

Page 14, after line 42, begin a new paragraph and insert:

"(c) A health carrier must provide a provider facility with timely information needed by the provider facility to comply with the requirements under this chapter."

Page 15, line 2, delete "wait" and insert **"check in or register"**.

Page 15, line 14, after "for a" insert **"nonemergency"**.

Page 15, line 14, delete "In".

Page 15, line 15, delete "nonemergency situations, the" and insert **"The"**.

Page 15, line 16, delete "72 hours." and insert **"3 business days."**

Page 15, line 24, delete "at any time".

Page 15, line 25, after "for a" insert **"nonemergency"**.

Page 15, line 26, delete "In nonemergency situations, the" and insert **"The"**.

Page 15, line 27, delete "72 hours." and insert **"3 business days."**

Page 15, delete lines 28 through 42.

Page 16, delete lines 1 through 25.

Page 16, line 33, delete "chapter." and insert **"chapter for the following:**

(1) For as many of the seventy (70) shoppable services specified in 45 CFR 180 (as published August 9, 2019, and as subsequently amended) that are provided by the hospital or ambulatory outpatient surgical center.

(2) In addition to the services specified in subdivision (1), the thirty (30) most common services that are provided by the hospital or ambulatory outpatient surgical center."

Page 17, delete lines 3 through 5.

Page 17, line 6, delete "(E)" and insert "(C)".

Page 17, line 8, delete "(F)" and insert "(D)".

Page 17, line 8, delete "." and insert "without charitable assistance from the hospital or ambulatory surgical center."

(E) Self pay with charitable assistance from the hospital or ambulatory surgical center."

Page 17, between lines 14 and 15, begin a new paragraph and insert:

"SECTION 22. IC 16-24.5 IS ADDED TO THE INDIANA CODE AS A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]:

ARTICLE 24.5. OTHER HEALTH CARE FACILITIES **Chapter 1. Urgent Care Facilities**

Sec. 1. (a) As used in this chapter, "urgent care facility" means a free standing health care facility that offers episodic, walk-in care for the treatment of acute, but not life-threatening, health conditions.

(b) The term does not include an emergency department of a hospital or a nonprofit or government operated health clinic.

Sec. 2. (a) Not later than March 31, 2021, an urgent care facility shall post on the Internet web site of the urgent care facility pricing and other information specified in this chapter for the fifteen (15) most common services that are provided by the urgent care facility.

(b) The following information must be included on the Internet web site by an urgent care facility for each billing code, including, if relevant, each diagnosis related group (DRG) billing code and each health care common procedure coding system (HCPCS) billing code:

(1) The number of services provided for the code.

(2) A description of the service.

(3) The weighted average prices paid per service per provider type for each of the following categories:

(A) Employer sponsored insurance.

(B) Individually purchased insurance.

(C) Medicare, including fee for service and Medicare Advantage.

(D) Self pay without charitable assistance from the hospital or ambulatory surgical center.

(E) Self pay with charitable assistance from the hospital or ambulatory surgical center.

Sec. 3. (a) The information displayed on the Internet web site must be in an easy to read, understandable format, and include the prices for each billing code by provider type.

(b) An urgent care facility shall update the information on the Internet web site on a quarterly basis.

SECTION 23. IC 16-51 IS ADDED TO THE INDIANA CODE AS A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]:

ARTICLE 51. HEALTH CARE REQUIREMENTS

Chapter 1. Health Care Billing

Sec. 1. (a) As used in this chapter, "health care services" means health care related services or products rendered or sold by a provider within the scope of the provider's license or legal authorization.

(b) The term includes hospital, medical, surgical, dental, vision, and pharmaceutical services or products.

Sec. 2. As used in this chapter, "health maintenance organization" has the meaning set forth in IC 27-13-1-19.

Sec. 3. As used in this chapter, "insurer" has the meaning set forth in IC 27-8-11-1(e).

Sec. 4. As used in this chapter, "practitioner" means an individual or entity duly licensed or legally authorized to provide health care services.

Sec. 5. As used in this chapter, "provider facility" means any of the following:

(1) A hospital.

(2) A skilled nursing facility.

(3) An end stage renal disease provider.

(4) A home health agency.

(5) A hospice organization.

(6) An outpatient physical therapy, occupational therapy, or speech pathology service provider.

(7) A comprehensive outpatient rehabilitation facility.

(8) A community mental health center.

(9) A critical access hospital.

(10) A federally qualified health center.

(11) A histocompatibility laboratory.

(12) An Indian health service facility.

(13) An organ procurement organization.

(14) A religious nonmedical health care institution.

(15) A rural health clinic.

Sec. 6. As used in this chapter, "service facility location" means the address where the services of a provider facility or practitioner were provided. The term consists of exact address and place of service codes as required on CMS forms 1500 and 1450, including an office, on-campus location of a hospital, and off-campus location of a hospital.

Sec. 7. (a) A provider facility or practitioner shall include the address of the service facility location in order to obtain reimbursement for a commercial claim for health care services from an insurer, health maintenance organization, employer, or other person responsible for the payment of the cost of health care services.

(b) An insurer, health maintenance organization, employer, or other person responsible for the payment of the cost of health care services is not required to accept a bill for health care services that does not contain the service facility location.

Sec. 8. A patient is not liable for any additional payment that is the result of a practitioner or provider facility filing an incorrect form or not including the correct service facility location as required under this chapter.

Chapter 2. Centralized Credentialing

Sec. 1. (a) As used in this chapter, "health carrier" means an entity:

(1) that is subject to IC 27 and the administrative rules adopted under IC 27; and

(2) that enters into a contract to:

(A) provide health care services;

(B) deliver health care services;

(C) arrange for health care services; or

(D) pay for or reimburse any of the costs of health care services.

(b) The term includes the following:

(1) An insurer, as defined in IC 27-1-2-3(x), that issues a policy of accident and sickness insurance, as defined in IC 27-8-5-1(a).

(2) A health maintenance organization, as defined in IC 27-13-1-19.

(3) An administrator (as defined in IC 27-1-25-1(a)) that is licensed under IC 27-1-25.

(4) Any other entity that provides a plan of health insurance, health benefits, or health care services.

Sec. 2. As used in this chapter, "provider" has the meaning set forth in IC 16-18-2-295(c)(1).

Sec. 3. (a) The department shall implement a centralized credentials verification organization and credentialing process that:

(1) uses a common application, as determined by provider type;

(2) issues a single credentialing decision applicable to all health carriers, except as determined by the department;

(3) recredentials and revalidates provider information not less than once every three (3) years;

(4) requires attestation of enrollment and credentialing information every six (6) months; and

(5) is certificated or accredited by the National Committee for Quality Assurance or its successor

organization.

(b) A health carrier may not require additional credentialing requirements in order to participate in a health carrier's network. However, a health carrier may collect additional information from the provider in order to complete a contract or provider agreement.

(c) A health carrier is not required to contract with a provider. However, if a provider is employed by a health care facility that is covered by the health carrier or in the health carrier's network and the provider meets the credentialing requirements under this chapter, the health carrier shall reimburse the provider for any reimbursable services from the date that the provider was employed by the health care facility.

(d) A credentialed provider may be employed by multiple health care facilities.

(e) Except when a provider's professional license is no longer valid, a credential acquired under this chapter is valid until recredentialing is required.

(f) An adverse action under this section is subject to IC 4-21.5.

(g) The department may adopt rules under IC 4-22-2 to implement this section.

(h) The department may adopt emergency rules to implement this section. However, an emergency rule adopted under this section expires the earlier of:

(1) one (1) year after the rule was accepted for filing under IC 4-22-2-37.1(e); or

(2) June 30, 2021.

This subsection expires July 1, 2021."

Page 17, line 23, delete "realistic, honest" and insert "reasonable".

Page 17, line 23, delete "amount" and insert "price".

Page 18, line 41, after "services" insert "ordered, scheduled, or referred by a practitioner".

Page 19, line 11, after "therapists);" insert "or".

Page 19, delete line 12.

Page 19, line 13, delete "(D)" and insert "(C)".

Page 19, delete line 14.

Page 19, between lines 16 and 17, begin a new paragraph and insert:

"Sec. 8.5. As used in this chapter, "price" means the negotiated rate between the:

(1) provider facility and practitioner; and

(2) covered individual's health carrier."

Page 19, between lines 33 and 34, begin a new line block indented and insert:

"(8) An infusion center that administers intravenous medications."

Page 19, line 39, delete "amount" and insert "price".

Page 19, line 42, delete "seventy-two (72) hours" and insert "three (3) business days".

Page 20, line 2, after "total" insert "price".

Page 20, line 37, delete "or".

Page 20, line 38, after "mail;" insert "or

(3) through a mobile application;"

Page 21, line 2, delete "charge" and insert "price".

Page 21, line 4, delete "charges" and insert "prices".

Page 21, between lines 10 and 11, begin a new paragraph and insert:

"(c) A health carrier must provide a practitioner with timely information needed by the practitioner to comply with the requirements under this chapter."

Page 21, delete lines 21 through 42, begin a new paragraph and insert:

"Sec. 16. (a) A practitioner that has ordered, scheduled, or referred the individual for a nonemergency health care service shall provide to the individual an electronic or paper copy of a written notice that states the following, or words to the same effect: "A patient may at any time ask a

practitioner for an estimate of the amount the practitioner will charge for providing a nonemergency medical service. The law requires that the estimate be provided within 3 business days."

(b) The state department may adopt rules under IC 4-22-2 to establish requirements for practitioners to provide additional charging information under this section."

Page 22, delete lines 1 through 2.

Page 22, line 18, after "13.5." insert "(a)".

Page 22, between lines 28 and 29, begin a new paragraph and insert:

"(b) A copy of the written notification required under this section must be signed by the client."

Page 22, line 31, after "to" insert ":

(1)"

Page 22, line 31, after "contracts" insert "; and

(2) contracts between a provider and a pharmacy benefits manager;"

Page 22, line 32, after "renewed" insert ", including contracts that automatically renew after the expiry date,"

Page 23, delete lines 3 through 4.

Page 23, line 5, delete "2." and insert "1."

Page 23, line 6, delete "established under section 4 of" and insert "created under".

Page 23, line 7, delete "3." and insert "2."

Page 23, delete lines 24 through 31.

Page 23, line 32, delete "5." and insert "3."

Page 24, line 36, delete "6. (a) Before May 30, 2021," and insert "4. (a) After May 30, 2021, but before June 15, 2021,"

Page 24, line 41, delete "5" and insert "3".

Page 25, line 2, delete "forming" and insert "informing".

Page 25, line 21, delete "7." and insert "5."

Page 25, line 37, after "carrier's" insert "reasonable".

Page 27, line 13, after "services" insert "ordered, scheduled, or referred by a practitioner".

Page 27, line 25, after "therapists);" insert "or".

Page 27, delete line 26.

Page 27, line 27, delete "(D)" and insert "(C)".

Page 27, delete line 28.

Page 27, between lines 30 and 31, begin a new paragraph and insert:

"Sec. 9.5. As used in this chapter, "price" means the negotiated rate between the:

(1) provider facility and practitioner; and

(2) covered individual's health carrier;

minus the amount that the health carrier will pay."

Page 28, between lines 5 and 6, begin a new line block indented and insert:

"(8) An infusion center that administers intravenous medications."

Page 28, line 25, after "each" insert "scheduled".

Page 28, line 29, delete "twenty-four (24) hours" and insert "three (3) business days".

Page 29, between lines 3 and 4, begin a new paragraph and insert:

"(f) A practitioner and provider facility must provide a health carrier with timely information needed by the health carrier to comply with the requirements under this chapter."

Page 29, line 9, after "14." insert "(a)".

Page 29, between lines 32 and 33, begin a new paragraph and insert:

"(b) A practitioner and provider facility must provide a health carrier with timely information needed by the health carrier comply to with the requirements under this chapter."

Page 29, line 34, delete "include on the Internet web" and insert "ensure that the Internet web site includes a printed notice that:

(1) is designed, lettered, and featured on the Internet web site so as to be conspicuous to and readable by any individual with normal vision who visits the Internet web site; and

(2) states the following, or words to the same effect: "A covered individual may at any time ask the health carrier for an estimate of the amount the health carrier will pay for or reimburse to a covered individual for nonemergency health care services that have been ordered for the covered individual or the nature and extent of the ordered nonemergency health care services a covered individual is entitled to receive from the health carrier. The law requires that an estimate be provided within 3 business days."."

Page 29, delete lines 35 through 42.

Page 30, delete lines 1 through 4.

Renumber all SECTIONS consecutively.

(Reference is to HB 1005 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 8, nays 0.

KIRCHHOFFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1066, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 3, between lines 9 and 10, begin a new paragraph and insert:

"SECTION 2. IC 20-19-3-21 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 21. The department shall publish the following information on the department's Internet web site:

(1) The information reported under IC 20-29-3-15(b)(20), IC 20-29-3-15(b)(25), and IC 20-29-3-15(b)(27) in the most recent report prepared under IC 20-29-3-15.

(2) The number of emergency permits granted by each school corporation, categorized by content area, during the school year or collective bargaining period covered by the most recent report prepared under IC 20-29-3-15.

SECTION 3. IC 20-25-4-20, AS ADDED BY P.L.1-2005, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 20. (a) The general school laws of Indiana and all laws and parts of laws applicable to the general system of common schools in school cities, so far as not inconsistent with this chapter and other provisions of this article, and unless made inapplicable by this article, are in full force and effect in a school city to which this chapter applies.

(b) Notwithstanding IC 20-25-13, staff performance evaluation plans in a school city shall be developed and implemented as provided in IC 20-28-11.5-4.

SECTION 4. IC 20-25-7-5-5, AS AMENDED BY P.L.130-2018, SECTION 88, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 5. (a) IC 20-24-5-5 (with the exception of IC 20-24-5-5(f)) does not apply to a participating innovation network charter school that enters into an agreement with the board to reconstitute or establish an eligible school.

(b) Except as provided in subsections (c) and (d), a participating innovation network charter school must enroll any eligible student who submits a timely application for enrollment.

(c) A participating innovation network charter school that reconstitutes or establishes an eligible school may limit new admissions to the participating innovation network charter school to:

(1) ensure that any student with legal settlement in the attendance area, or in the school corporation if the school does not have a defined attendance area, may attend the charter school;

(2) ensure that a student who attends the participating innovation network charter school during a school year may continue to attend the charter school in subsequent years;

(3) allow the siblings of a student **alumnus or a current student** who attends the participating innovation network charter school to attend the charter school; ~~and~~

(4) allow preschool students who attend a Level 3 or Level 4 Paths to QUALITY program preschool to attend kindergarten at the participating innovation network charter school if the participating innovation network charter school and the school corporation or preschool provider have entered into an agreement to share services or facilities; **and**

(5) **allow each student who qualifies for free or reduced price lunch under the national school lunch program to receive preference for admission to the participating innovation network charter school if the preference is specifically provided for in the charter and is approved by the authorizer.**

(d) A participating innovation network charter school with a curriculum that includes study in a foreign country may deny admission to a student if:

(1) the student:

(A) has completed fewer than twenty-two (22) academic credits required for graduation; and

(B) will be in the grade 11 cohort during the school year in which the student seeks to enroll in the participating innovation network charter school; or

(2) the student has been suspended (as defined in IC 20-33-8-7) or expelled (as defined in IC 20-33-8-3) during the twelve (12) months immediately preceding the student's application for enrollment for:

(A) ten (10) or more school days;

(B) a violation under IC 20-33-8-16;

(C) causing physical injury to a student, a school employee, or a visitor to the school; or

(D) a violation of a school corporation's drug or alcohol rules.

For purposes of subdivision (2)(A), student discipline received under IC 20-33-8-25(b)(7) for a violation described in subdivision (2)(B) through (2)(D) must be included in the calculation of the number of school days that a student has been suspended.

(e) A participating innovation network charter school may give enrollment preferences to children of the participating innovation network charter school's founders, governing board members, and participating innovation network charter school employees, as long as the enrollment preference under this subsection is not given to more than ten percent (10%) of the participating innovation charter school's total population and there is sufficient capacity for a program, class, grade level, or building to ensure that any student with legal settlement in the attendance area may attend the school.

(f) **This subsection applies to an existing charter school that enters into an innovation network agreement with the board. During the charter school's first year of operation as a participating innovation network charter school, the charter school may limit admission to:**

(1) **those students who were enrolled in the charter school on the date it entered into the innovation network agreement; and**

(2) **siblings of students described in subdivision (1).**

(f) (g) **This subsection applies if the number of applications for a program, class, grade level, or building exceeds the capacity of the program, class, grade level, or building. If a**

participating innovation network charter school receives a greater number of applications than there are spaces for students, each timely applicant must be given an equal chance of admission. The participating innovation network charter school that is not in a county containing a consolidated city must determine which of the applicants will be admitted to the participating innovation network charter school or the program, class, grade level, or building by random drawing in a public meeting with each timely applicant limited to one (1) entry in the drawing. However, the participating innovation network charter school located in a county with a consolidated city shall determine which of the applicants will be admitted to the participating innovation network charter school or the program, class, grade level, or building by using a publicly verifiable random selection process."

Page 7, delete lines 40 through 42, begin a new line blocked left and insert:

"However, the school corporation, charter school, or entity may consider the circumstances relating to the substantiated report of child abuse or neglect, including, but not limited to:

- (1) the amount of time that has elapsed since the substantiated report of child abuse or neglect occurred;**
- (2) whether charges were filed; or**
- (3) positions held by the individual;**

before using the information obtained under section 10 of this chapter as grounds not to employ or contract with the individual. Nothing in this subsection may be construed to contradict federal law."

Page 8, delete lines 1 through 4.

Page 8, delete lines 39 through 42, begin a new paragraph and insert:

"(c) Notwithstanding this chapter and IC 20-43, if a school corporation has adopted a policy of not accepting the transfer of any student who does not have legal settlement within the school corporation, the school corporation may not enroll and may not report for purposes of state tuition support a student under this section whose parent does not meet the requirements described in subsection (a)."

Page 9, delete lines 1 through 4.

Page 10, between lines 40 and 41, begin a new paragraph and insert:

"SECTION 8. IC 20-29-3-15, AS ADDED BY P.L.161-2019, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 15. (a) The board shall prepare an annual report covering the previous school year or collective bargaining period that includes at least the information described in subsection (b). Before November 15 each year, the board shall:

- (1) submit the report to the budget committee, department of education, state board, and legislative council in an electronic format under IC 5-14-6; and**
- (2) publish the report on the state's interactive and searchable Internet web site containing local government information (the Indiana gateway for governmental units).**
- (b) The report must cover at least the following information:**
 - (1) The total number of full-time public school teachers and the number of nonteaching full-time district level administrators.**
 - (2) The average tenure of all full-time public school teachers.**
 - (3) The number of first-year, full-time teachers hired during the previous calendar year.**
 - (4) The number of full-time teachers who retired during the interval between the immediately preceding collective bargaining period and the previous calendar year's collective bargaining period.**
 - (5) The overall average salary of nonteaching full-time district level administrators.**

(6) The overall average salary of full-time public school teachers.

(7) The statewide average total compensation of full-time public school teachers, the statewide average daily teacher salary rate, and the statewide average annual teacher contract days.

(8) The statewide average total compensation of full-time public school administrators, the statewide average daily nonteaching, full-time, district level administrator salary rate, and the statewide average annual administrator contract days.

(9) The average salary and total compensation of full-time public school teachers for each school corporation.

(10) The average salary and total compensation of nonteaching, full-time district level administrators, including separately the superintendent, for each school corporation.

(11) The minimum full-time public school teacher salary.

(12) The maximum full-time public school teacher salary.

(13) The minimum nonteaching full-time district level administrative salary.

(14) The maximum nonteaching full-time district level administrative salary.

(15) The number of full-time public school teachers earning a salary under the statewide average.

(16) The number of full-time public school teachers earning a salary in excess of the statewide average.

(17) For each school corporation, the average salary paid to full-time public school teachers in each of the following tenure benchmarks:

- (A) First year.**
- (B) Fifth year.**
- (C) Tenth year.**
- (D) Fifteenth year.**
- (E) Twentieth year.**
- (F) Twenty-fifth year.**
- (G) Thirty (30) or more years of service.**

(18) For each school corporation, the nominal dollar figures for subdivisions (5), (6), (11), (12), (13), (14), and (17) in nationally recognized, open-source, state-specific cost of living index-adjusted dollars to compare to the figures described in subdivision (19).

(19) Comparative data on overall full-time public school teacher salary averages and by each of the tenure benchmarks listed in subdivision (17) in both nominal dollars and nationally recognized, open-source, state-specific cost of living index-adjusted dollars for each of the following states:

- (A) Illinois.**
- (B) Kentucky.**
- (C) Michigan.**
- (D) Ohio.**
- (E) Wisconsin.**

(20) The total number of full-time teachers retained from the previous year.

(21) The total number of newly hired teachers with previous work experience in teaching.

(22) The total number of teaching candidates who:

- (A) are currently enrolled in a teacher preparation program; or**
- (B) have recently completed a teacher preparation program.**

(23) The increase or decrease in kindergarten through grade 12 student enrollments.

(24) The total number of teachers in Indiana.

(25) The teacher workforce growth.

(26) The administrator workforce growth.

(27) For each school corporation, the number of vacant teaching positions by:

- (A) grade;**

(B) subject; and

(C) required credential;

with critical shortage areas, as determined by unfilled vacancies, highlighted for each school corporation.

As used in this subsection, total compensation includes the monetary value of salary, wages, bonuses, stipends, supplemental payments, commissions, employment benefits, and any other form of remuneration paid for personal services.

(c) The board may require schools to submit any school corporation specific information needed to complete the report. Parties to a collective bargaining agreement shall comply with the board's requests for information necessary to complete the report.

SECTION 9. IC 20-30-5-18, AS ADDED BY P.L.76-2005, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 18. (a) The chief administrative officer of each:

(1) public school (including a charter school as defined in IC 20-24-1-4); and

(2) nonpublic school;

shall ensure that information concerning meningococcal disease and its ~~vaccines~~ **immunizations** is provided to students and parents or guardians of students at the beginning of each school year.

(b) The information provided under subsection (a) must include ~~information concerning~~ **the following:**

~~(1) causes;~~

~~(2) symptoms; and~~

~~(3) spread;~~

~~of meningococcal disease and the places where parents and guardians of students may obtain additional information and vaccinations for their children.~~

(1) Information concerning:

(A) the causes of meningococcal disease;

(B) the risk factors of meningococcal disease;

(C) the symptoms of meningococcal disease;

(D) the spread and transmission of meningococcal disease;

(E) the diagnosis of meningococcal disease;

(F) the possible consequences of meningococcal disease if left untreated;

(G) the latest scientific information concerning meningococcal immunizations and effectiveness of the immunizations, including information on all meningococcal immunizations receiving a category A or B recommendation from the Advisory Committee on Immunization Practices of the United States Centers for Disease Control and Prevention; and

(H) the places where parents and guardians of students may obtain additional information and immunizations for their children.

(2) A statement that any questions or concerns regarding immunizations against meningococcal disease may be answered by contacting a health care provider.

(3) A statement recommending that the current student or entering student receive meningococcal immunizations in accordance with current guidelines from the Advisory Committee on Immunization Practices of the United States Centers for Disease Control and Prevention.

(c) ~~The chief administrative officers and~~ The department shall, in consultation with the state department of health, ~~or any other appropriate entity; develop materials to be made and make these materials available to schools to assist schools in providing the information described in this section. in the most cost effective and efficient manner available as determined by the department. The department shall post the information on the department's Internet web site.~~

(d) The department shall enforce this section."

Page 11, line 20, delete "as prescribed by the department".

Page 12, delete lines 10 through 42, begin a new paragraph and insert:

"SECTION 10. IC 20-43-4-6, AS AMENDED BY P.L.169-2016, SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 6. (a) In determining ADM, each pupil enrolled in a public school, including a charter school, and a nonpublic school is to be counted on a full-time equivalency basis if the pupil:

(1) is enrolled in a public school and a nonpublic school;

(2) has legal settlement in a school corporation; and

(3) receives instructional services from ~~the~~ **a** school corporation.

(b) For purposes of this section, full-time equivalency is calculated as follows:

STEP ONE: Determine the result of:

(A) the number of days instructional services will be provided to the pupil, not to exceed one hundred eighty (180); divided by

(B) one hundred eighty (180).

STEP TWO: Determine the result of:

(A) the pupil's public school instructional time (as defined in IC 20-30-2-1); divided by

(B) the actual public school regular instructional day (as defined in IC 20-30-2-2).

STEP THREE: Determine the result of:

(A) the STEP ONE result; multiplied by

(B) the STEP TWO result.

STEP FOUR: Determine the lesser of one (1) or the result of:

(A) the STEP THREE result; multiplied by

(B) one and five hundredths (1.05).

However, the state board may, by rules adopted under IC 4-22-2, specify an equivalent formula if the state board determines that the equivalent formula would more accurately reflect the instructional services provided by a school corporation during a period that a particular ADM count is in effect for the school corporation."

Page 13, delete lines 1 through 5.

Page 15, delete lines 22 through 42.

Delete pages 16 through 18.

Renumber all SECTIONS consecutively.

(Reference is to HB 1066 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

Behning, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1070, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1070 as introduced.)

Committee Vote: Yeas 13, Nays 0.

SULLIVAN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1076, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 40, delete "Except as provided in subsection (g), in" and insert "In".

Page 3, line 1, reset in roman "may" and delete "shall".
 Page 3, line 4, delete "two (2)" and insert "seven (7)".
 Page 3, delete lines 15 through 20.
 Page 3, line 21, reset in roman "(g)".
 Page 3, line 21, delete "(h)".
 Page 4, line 13, reset in roman "(h)".
 Page 4, line 13, delete "(i)".

(Reference is to HB 1076 as introduced.)
 and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

MCNAMARA, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Insurance, to which was referred House Bill 1080, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17.
 Delete page 2.
 Page 3, delete lines 1 through 4.
 Page 3, line 19, delete "individual," and insert "individual".
 Page 3, line 20, strike "in accordance with the".
 Page 3, line 20, strike "American Cancer Society guidelines".
 Page 3, reset in roman line 21.
 Page 3, line 22, reset in roman "(1) at least".
 Page 3, line 22, after "fifty (50)" insert "**forty-five (45)**".
 Page 3, line 22, reset in roman "years of age; or".
 Page 3, line 23, reset in roman "(2) less than".
 Page 3, line 23, after "fifty (50)" insert "**forty-five (45)**".
 Page 3, line 23, reset in roman "years of age and at high risk for colorectal".
 Page 3, line 24, delete "cancer" and insert "cancer;".
 Page 3, reset in roman lines 26 through 27.
 Page 3, line 28, reset in roman "(d)".
 Page 3, line 28, delete "(c)".
 Page 3, delete lines 39 through 42.
 Page 4, delete line 1.
 Page 4, line 4, reset in roman "(d)".
 Page 4, line 4, delete "(c)".
 Page 4, line 6, delete "insured," and insert "insured".
 Page 4, line 6, strike "in".
 Page 4, line 7, strike "accordance with the American Cancer Society guidelines".
 Page 4, reset in roman line 10.
 Page 4, line 11, reset in roman "(1) at least".
 Page 4, line 11, after "fifty (50)" insert "**forty-five (45)**".
 Page 4, line 11, reset in roman "years of age; or".
 Page 4, line 12, reset in roman "(2) less than".
 Page 4, line 12, after "fifty (50)" insert "**forty-five (45)**".
 Page 4, line 12, reset in roman "years of age and at high risk for colorectal".
 Page 4, line 13, delete "cancer" and insert "cancer;".
 Page 4, reset in roman lines 14 through 15.
 Page 4, line 16, reset in roman "(c)".
 Page 4, line 16, delete "(b)".
 Page 4, line 27, reset in roman "(d)".
 Page 4, line 27, delete "(c)".
 Page 4, line 29, reset in roman "this section".
 Page 4, line 29, delete "subsection (a)".
 Page 4, line 34, delete "enrollee" and insert "enrollee".
 Page 4, line 34, delete "provided".
 Page 4, line 34, strike "in accordance with the American".
 Page 4, line 35, strike "Cancer Society guidelines".
 Page 4, line 35, after "guidelines" insert ".".
 Page 4, line 35, after "guidelines" strike ".".
 Page 4, line 35, delete "that are in effect on January 1, 2020".

Page 4, line 36, reset in roman "(e)".
 Page 4, line 36, delete "(d)".
 Page 4, reset in roman line 40.
 Page 4, line 41, reset in roman "(1) at least".
 Page 4, line 41, after "fifty (50)" insert "**forty-five (45)**".
 Page 4, line 41, reset in roman "years of age; or".
 Page 4, line 42, reset in roman "(2) less than".
 Page 4, line 42, after "fifty (50)" insert "**forty-five (45)**".
 Page 4, line 42, reset in roman "years of age and at high risk for colorectal".

Page 5, line 1, delete "cancer" and insert "cancer;".

Page 5, reset in roman lines 2 through 3.

Page 5, line 4, reset in roman "(d)".

Page 5, line 4, delete "(c)".

Page 5, line 10, delete "examination and laboratory".

Page 5, line 13, reset in roman "(e)".

Page 5, line 13, delete "(d)".

Renumber all SECTIONS consecutively.

(Reference is to HB 1080 as introduced.)
 and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

CARBAUGH, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Government and Regulatory Reform, to which was referred House Bill 1081, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1081 as introduced.)

Committee Vote: Yeas 9, Nays 0.

PRESSEL, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1082, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, delete lines 22 through 28.

Page 3, between lines 12 and 13, begin a new paragraph and insert:

"SECTION 6. IC 21-18-14-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 2.5. The commission, in partnership with postsecondary educational institutions, shall administer a project to encourage project students to complete an associate or baccalaureate degree or a technical certificate.**"

Page 3, line 19, after "data" insert "**and coordinated messaging**".

Renumber all SECTIONS consecutively.

(Reference is to HB 1082 as introduced.)
 and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

BEHNING, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1092, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1092 as introduced.)

Committee Vote: Yeas 9, Nays 0.

KIRCHHOFFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Government and Regulatory Reform, to which was referred House Bill 1093, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 4, delete "Electronic Submission of State Agency Documents" and insert "**Electronic Submission of Documents to a State Agency**".

Page 1, delete lines 5 through 17, begin a new paragraph and insert:

"Sec. 1. As used in this chapter, "electronically file or submit," includes delivery of a document by electronic mail, text, or any other means of delivering a document electronically, except by facsimile (fax) machine."

Page 2, delete lines 1 and 2.

Page 2, line 3, delete "4." and insert "**2.**".

Page 2, delete lines 5 through 22, begin a new paragraph and insert:

"Sec. 3. A state agency may allow a person to electronically file or submit a document to the state agency, even if a state statute or rule:

(1) requires a person to use a different means of filing or submitting the document; or

(2) does not expressly authorize a person to electronically file or submit a document;

to the state agency.

Sec. 4. This chapter authorizes a state agency to allow electronic filing or submission of documents as an additional available option for filing and submitting documents. Any other means of filing or submitting documents to the state agency that is required or allowed by state statute or rule must still be made available to the public as an option."

(Reference is to HB 1093 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 0.

PRESSEL, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Natural Resources, to which was referred House Bill 1099, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 15, after "or" insert "**owned by**".

Page 2, delete line 1.

Page 2, line 2, delete "watercourse that" and insert "**manmade in-channel structure in a watercourse that is capable of generating hazardous recirculating currents that pose a risk to public health and safety and**".

Page 3, line 20, delete "one hundred (100)" and insert "**fifty (50)**".

(Reference is to HB 1099 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

EBERHART, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1132, has had the same under

consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17.

Delete pages 2 through 4.

Page 5, delete lines 1 through 23.

Page 6, delete lines 26 through 42.

Page 7, delete lines 1 through 13.

Page 7, delete lines 24 through 42.

Delete pages 8 through 9.

Page 10, delete lines 1 through 27.

Renumber all SECTIONS consecutively.

(Reference is to HB 1132 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

MCNAMARA, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1145, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Replace the effective date in SECTION 1 with "[EFFECTIVE JULY 1, 2021]".

Page 1, line 4, delete "judge" and insert "**judges**".

Page 1, line 4, after "court" insert "**and Gibson circuit court**".

Page 1, line 5, delete "the superior court." and insert "**both courts.**".

Page 1, line 7, delete "court." and insert "**court and the judge of the Gibson circuit court.**".

Page 1, after line 7, begin a new paragraph and insert:

"SECTION 2. IC 33-33-29-6, AS AMENDED BY P.L.12-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 6. (a) The judge of the Hamilton circuit court and the judges of the Hamilton superior courts may jointly appoint ~~three (3)~~ **four (4)** full-time magistrates under IC 33-23-5 to serve the circuit and superior courts.

(b) A magistrate continues in office until jointly removed by the judge of the Hamilton circuit court and the judges of the Hamilton superior courts."

Renumber all SECTIONS consecutively.

(Reference is to HB 1145 as printed January 9, 2020.)

and when so amended that said bill do pass.

Committee Vote: yeas 20, nays 0.

BROWN T, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1153, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 3, line 18, after "Indiana's" insert "**early childhood,**".

Page 3, line 23, after "Indiana's" insert "**early childhood,**".

(Reference is to HB 1153 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

Behning, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1159, has had the same under

consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 3, between lines 37 and 38, begin a new paragraph and insert:

"SECTION 3. IC 33-24-6-3, AS AMENDED BY P.L.207-2019, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2021]: Sec. 3. (a) The office of judicial administration shall do the following:

(1) Examine the administrative and business methods and systems employed in the offices of the clerks of court and other offices related to and serving the courts and make recommendations for necessary improvement.

(2) Collect and compile statistical data and other information on the judicial work of the courts in Indiana. All justices of the supreme court, judges of the court of appeals, judges of all trial courts, and any city or town courts, whether having general or special jurisdiction, court clerks, court reporters, and other officers and employees of the courts shall, upon notice by the chief administrative officer and in compliance with procedures prescribed by the chief administrative officer, furnish the chief administrative officer the information as is requested concerning the nature and volume of judicial business. The information must include the following:

(A) The volume, condition, and type of business conducted by the courts.

(B) The methods of procedure in the courts.

(C) The work accomplished by the courts.

(D) The receipt and expenditure of public money by and for the operation of the courts.

(E) The methods of disposition or termination of cases.

(3) Prepare and publish reports, not less than one (1) or more than two (2) times per year, on the nature and volume of judicial work performed by the courts as determined by the information required in subdivision (2).

(4) Serve the judicial nominating commission and the judicial qualifications commission in the performance by the commissions of their statutory and constitutional functions.

(5) Administer the civil legal aid fund as required by IC 33-24-12.

(6) Administer the court technology fund established by section 12 of this chapter.

(7) By December 31, 2013, develop and implement a standard protocol for sending and receiving court data:

(A) between the protective order registry, established by IC 5-2-9-5.5, and county court case management systems;

(B) at the option of the county prosecuting attorney, for:
 (i) a prosecuting attorney's case management system;
 (ii) a county court case management system; and
 (iii) a county court case management system developed and operated by the office of judicial administration;

to interface with the electronic traffic tickets, as defined by IC 9-30-3-2.5; and

(C) between county court case management systems and the case management system developed and operated by the office of judicial administration.

The standard protocol developed and implemented under this subdivision shall permit private sector vendors, including vendors providing service to a local system and vendors accessing the system for information, to send and receive court information on an equitable basis and at an equitable cost.

(8) Establish and administer an electronic system for receiving information that relates to certain individuals who may be prohibited from possessing a firearm **and for the purpose of:**

(A) transmitting this information to the Federal Bureau of Investigation for inclusion in the NICS; **and**

(B) collecting, monitoring, and publishing certain statistics related to the confiscation and retention of firearms as described under section 14 of this chapter.

(9) Establish and administer an electronic system for receiving drug related felony conviction information from courts. The office of judicial administration shall notify NPLeX of each drug related felony entered after June 30, 2012, and do the following:

(A) Provide NPLeX with the following information:

(i) The convicted individual's full name.

(ii) The convicted individual's date of birth.

(iii) The convicted individual's driver's license number, state personal identification number, or other unique number, if available.

(iv) The date the individual was convicted of the felony.

Upon receipt of the information from the office of judicial administration, a stop sale alert must be generated through NPLeX for each individual reported under this clause.

(B) Notify NPLeX if the felony of an individual reported under clause (A) has been:

(i) set aside;

(ii) reversed;

(iii) expunged; or

(iv) vacated.

Upon receipt of information under this clause, NPLeX shall remove the stop sale alert issued under clause (A) for the individual.

(10) Staff the judicial technology oversight committee established by IC 33-23-17-2.

(11) After July 1, 2018, establish and administer an electronic system for receiving from courts felony conviction information for each felony described in IC 20-28-5-8(c). The office of judicial administration shall notify the department of education at least one (1) time each week of each felony described in IC 20-28-5-8(c) entered after July 1, 2018, and do the following:

(A) Provide the department of education with the following information:

(i) The convicted individual's full name.

(ii) The convicted individual's date of birth.

(iii) The convicted individual's driver's license number, state personal identification number, or other unique number, if available.

(iv) The date the individual was convicted of the felony.

(B) Notify the department of education if the felony of an individual reported under clause (A) has been:

(i) set aside;

(ii) reversed; or

(iii) vacated.

(12) Perform legal and administrative duties for the justices as determined by the justices.

(13) Provide staff support for the judicial conference of Indiana established in IC 33-38-9.

(14) Work with the United States Department of Veterans Affairs to identify and address the needs of veterans in the court system.

(b) All forms to be used in gathering data must be approved by the supreme court and shall be distributed to all judges and clerks before the start of each period for which reports are required.

(c) The office of judicial administration may adopt rules to implement this section.

SECTION 4. IC 33-24-6-14 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS

[EFFECTIVE JULY 1, 2020]: Sec. 14. (a) The following terms are defined for this section:

- (1) "Dangerous" has the meaning set forth in IC 35-47-14-1.
- (2) "Firearm" has the meaning set forth in IC 35-47-1-5.
- (3) "Office" means the office of judicial administration created by section 1 of this chapter.

(b) The office shall track and record the following information:

- (1) The name of the law enforcement agency responsible for each confiscation of a firearm under IC 35-47-14-2 and IC 35-47-14-3.

(2) The number of:

- (A) warrant based firearm confiscations under IC 35-47-14-2; and

- (B) warrantless firearm confiscations under IC 35-47-14-3;

for each county, as applicable, each year.

(3) The total number of:

- (A) handguns; and

- (B) long guns;

confiscated under IC 35-47-14 for each county, as applicable, each year.

(4) The:

- (A) county;

- (B) court of origin; and

- (C) judge;

responsible for each written court order that finds or does not find an individual to be dangerous under IC 35-47-14-6.

(5) The:

- (A) county;

- (B) court of origin; and

- (C) judge;

for each appeal of or reversal of a written court order that finds an individual to be dangerous under IC 35-47-14-6.

(6) The:

- (A) county;

- (B) court of origin; and

- (C) judge;

responsible for enacting or enforcing an agreed entry.

(c) The office shall, not later than January 1 of each year, submit a report to the general assembly in an electronic format under IC 5-14-6 that consolidates and presents the information described in subsection (b).

(d) Notwithstanding subsections (b) and (c) and information provided to a law enforcement agency for the purposes of handgun licenses, the office shall not collect, store, disclose, distribute, transfer, or provide the following information to any assembly, person, entity, agency, or department:

(1) The:

- (A) name;

- (B) date of birth;

- (C) Social Security number;

- (D) address; or

- (E) other unique identifier;

belonging to or associated with an individual alleged to be dangerous by a law enforcement officer or found to be dangerous by a circuit or superior court.

(2) The make, model, or serial number of any handgun, long gun, or firearm seized, confiscated, retained, disposed of, or sold under IC 35-47-14.

(e) Information:

- (1) collected by the office; or

- (2) used by the office;

to prepare the report described in subsection (c) is confidential and not subject to public inspection or copying under IC 5-14-3-3.

(f) The office shall make the report described in subsection (c) available to the public.

(g) The office may adopt rules under IC 4-22-2 to implement this section."

Page 3, after line 42, begin a new paragraph and insert:

"SECTION 5. IC 35-44.1-2-3, AS AMENDED BY P.L.107-2016, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 3. (a) As used in this section, "consumer product" has the meaning set forth in IC 35-45-8-1.

(b) As used in this section, "misconduct" means a violation of a departmental rule or procedure of a law enforcement agency.

(c) A person who reports, by telephone, telegraph, mail, or other written or oral communication, that:

- (1) the person or another person has placed or intends to place an explosive, a destructive device, or other destructive substance in a building or transportation facility;

- (2) there has been or there will be tampering with a consumer product introduced into commerce; or

- (3) there has been or will be placed or introduced a weapon of mass destruction in a building or a place of assembly;

knowing the report to be false, commits false reporting, a Level 6 felony.

(d) A person who:

- (1) gives a false report of the commission of a crime or gives false information in the official investigation of the commission of a crime, knowing the report or information to be false;

- (2) gives a false alarm of fire to the fire department of a governmental entity, knowing the alarm to be false;

- (3) makes a false request for ambulance service to an ambulance service provider, knowing the request to be false;

- (4) gives a false report concerning a missing child (as defined in IC 10-13-5-4) or missing endangered adult (as defined in IC 12-7-2-131.3) or gives false information in the official investigation of a missing child or missing endangered adult knowing the report or information to be false;

- (5) makes a complaint against a law enforcement officer to the state or municipality (as defined in IC 8-1-13-3(b)) that employs the officer:

- (A) alleging the officer engaged in misconduct while performing the officer's duties; and

- (B) knowing the complaint to be false;

- (6) makes a false report of a missing person, knowing the report or information is false; or

- (7) gives a false report of actions, behavior, or conditions concerning:

- (A) a septic tank soil absorption system under IC 8-1-2-125 or IC 13-26-5-2.5; or

- (B) a septic tank soil absorption system or constructed wetland septic system under IC 36-9-23-30.1;

knowing the report or information to be false; or

(8) makes a false report that a person is dangerous (as defined in IC 35-47-14-1) knowing the report or information to be false;

commits false informing, a Class B misdemeanor. However, the offense is a Class A misdemeanor if it substantially hinders any law enforcement process or if it results in harm to another person."

Page 5, after line 20, begin a new paragraph and insert:

"SECTION 8. IC 35-47-14-2, AS AMENDED BY P.L.289-2019, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2021]: Sec. 2. (a) A circuit or superior court may issue a warrant to search for and seize a firearm in the possession of an individual who is

dangerous if:

(1) a law enforcement officer provides the court a sworn affidavit that:

(A) states why the law enforcement officer believes that the individual is dangerous and in possession of a firearm; and

(B) describes the law enforcement officer's interactions and conversations with:

(i) the individual who is alleged to be dangerous; or

(ii) another individual, if the law enforcement officer believes that information obtained from this individual is credible and reliable;

that have led the law enforcement officer to believe that the individual is dangerous and in possession of a firearm;

(2) the affidavit specifically describes the location of the firearm; and

(3) the circuit or superior court determines that probable cause exists to believe that the individual is:

(A) dangerous; and

(B) in possession of a firearm.

(b) A law enforcement agency responsible for the seizure of the firearm under this section shall file a search warrant return with the court setting forth the:

(1) quantity; and

(2) type;

of each firearm seized from an individual under this section. **The court shall provide information described under this subsection to the office of judicial administration in a manner required by the office.**

SECTION 9. IC 35-47-14-3, AS AMENDED BY P.L.289-2019, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 3. (a) If a law enforcement officer seizes a firearm from an individual whom the law enforcement officer believes to be dangerous without obtaining a warrant, the law enforcement officer shall submit to the circuit or superior court having jurisdiction over the individual believed to be dangerous an affidavit describing the basis for the law enforcement officer's belief that the individual is dangerous.

(b) An affidavit described in subsection (a) shall be submitted to a circuit or superior court having jurisdiction over the individual believed to be dangerous not later than forty-eight (48) hours after the seizure of the firearm.

(c) The court shall review the affidavit described in subsection (a) as soon as possible.

(d) If the court finds that probable cause exists to believe that the individual is dangerous, the court shall order the law enforcement agency having custody of the firearm to retain the firearm.

(e) A law enforcement agency responsible for the seizure of the firearm under this section shall file a search warrant return with the court setting forth the:

(1) quantity; and

(2) type;

of each firearm seized from an individual under this section. **The court shall provide information described under this subsection to the office of judicial administration in a manner required by the office.**

(f) If the court finds that there is no probable cause to believe that the individual is dangerous, the court shall order the law enforcement agency having custody of the firearm to return the firearm to the individual as quickly as practicable, but not later than five (5) days after the date of the order.

SECTION 10. IC 35-47-14-6, AS AMENDED BY P.L.289-2019, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 6. (a) The court shall conduct a hearing as required under this chapter.

(b) The state has the burden of proving all material facts by clear and convincing evidence.

(c) If the court determines that the state has proved by clear and convincing evidence that the individual is dangerous, the court shall issue a written order:

(1) finding the individual is dangerous (as defined in section 1 of this chapter);

(2) ordering the law enforcement agency having custody of the seized firearm to retain the firearm;

(3) ordering the individual's license to carry a handgun, if applicable, suspended; and

(4) enjoining the individual from:

(A) renting;

(B) receiving transfer of;

(C) owning; or

(D) possessing;

a firearm; and

determine whether the individual should be referred to further proceedings to consider whether the individual should be involuntarily detained or committed under IC 12-26-6-2(a)(2)(B).

(d) If the court finds that the individual is dangerous under subsection (c), the clerk shall transmit the order of the court to the office of judicial administration for transmission to NICS (as defined in IC 35-47-2.5-2.5) **and for the collection of certain data related to the confiscation and retention of firearms taken from dangerous individuals** in accordance with IC 33-24-6-3.

(e) If the court orders a law enforcement agency to retain a firearm, the law enforcement agency shall retain the firearm until the court orders the firearm returned or otherwise disposed of.

(f) If the court determines that the state has failed to prove by clear and convincing evidence that the individual is dangerous, the court shall issue a written order that:

(1) the individual is not dangerous (as defined in section 1 of this chapter); and

(2) the law enforcement agency having custody of the firearm shall return the firearm as quickly as practicable, but not later than five (5) days after the date of the order, to the individual from whom it was seized.

SECTION 11. IC 35-47-14-8, AS AMENDED BY P.L.289-2019, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 8. (a) At least one hundred eighty (180) days after the date on which a court orders a law enforcement agency to retain an individual's firearm under section 6(c) of this chapter, the individual may petition the court for a finding that the individual is no longer dangerous.

(b) Upon receipt of a petition described in subsection (a), the court shall:

(1) enter an order setting a date for a hearing on the petition; and

(2) inform the prosecuting attorney of the date, time, and location of the hearing.

(c) The prosecuting attorney shall represent the state at the hearing on a petition under this section.

(d) In a hearing on a petition under this section, the individual may be represented by an attorney.

(e) In a hearing on a petition under this section filed:

(1) not later than one (1) year after the date of the order issued under section 6(c) of this chapter, the individual must prove by a preponderance of the evidence that the individual is no longer dangerous; and

(2) later than one (1) year after the date of the order issued under section 6(c) of this chapter, the state must prove by clear and convincing evidence that the individual is still dangerous.

(f) If, upon the completion of the hearing and consideration of the record, the court finds that the individual is no longer dangerous, the court shall:

(1) issue a court order that finds that the individual is no

longer dangerous;

(2) order the law enforcement agency having custody of any firearm to return the firearm as quickly as practicable, but not later than five (5) days after the date of the order, to the individual;

(3) terminate any injunction issued under section 6 of this chapter; and

(4) terminate the suspension of the individual's license to carry a handgun so that the individual may reapply for a license.

(g) If the court denies an individual's petition under this section, the individual may not file a subsequent petition until at least one hundred eighty (180) days after the date on which the court denied the petition.

(h) If a court issues an order described under subsection (f), the court's order shall be transmitted, as soon as practicable, to the office of judicial administration for transmission to the NICS (as defined in IC 35-47-2.5-2.5) **and for the collection of certain data related to the confiscation and retention of firearms taken from dangerous individuals** in accordance with IC 33-24-6-3."

Renumber all SECTIONS consecutively.

(Reference is to HB 1159 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

MCNAMARA, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Utilities, Energy and Telecommunications, to which was referred House Bill 1165, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 8-1.5-3-8, AS AMENDED BY P.L.105-2019, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. (a) A municipality owning a utility under this chapter shall furnish reasonably adequate services and facilities.

(b) The rates and charges made by a municipality for a service rendered or to be rendered, either directly or in connection therewith, must be nondiscriminatory, reasonable, and just.

(c) "Reasonable and just rates and charges for services" means rates and charges that produce sufficient revenue to:

(1) pay all the legal and other necessary expenses incident to the operation of the utility, including:

(A) maintenance costs;

(B) operating charges;

(C) upkeep;

(D) repairs;

(E) depreciation;

(F) interest charges on bonds or other obligations, including leases; and

(G) costs associated with the acquisition of utility property under IC 8-1.5-2;

(2) provide a sinking fund for the liquidation of bonds or other obligations, including leases;

(3) provide a debt service reserve for bonds or other obligations, including leases, in an amount established by the municipality, not to exceed the maximum annual debt service on the bonds or obligations or the maximum annual lease rentals;

(4) provide adequate money for working capital;

(5) provide adequate money for making extensions and replacements to the extent not provided for through depreciation in subdivision (1); and

(6) provide money for the payment of any taxes that may be assessed against the utility.

(d) It is the intent of this section that the rates and charges produce an income sufficient to maintain the utility property in a sound physical and financial condition to render adequate and efficient service. Rates and charges too low to meet these requirements are unlawful.

(e) The board may recommend to the municipal legislative body rates and charges sufficient to include a reasonable return on the utility plant of the municipality.

(f) Rates and charges established under this section are subject to the approval of:

(1) the municipal legislative body by ordinance; and

(2) the commission, in accordance with the procedures set forth in IC 8-1-2.

The commission shall approve rates and charges that are sufficient, in addition to the cash revenue requirements set forth in subsection (c), to include a reasonable return on the utility plant of the municipality if the legislative body so elects.

(g) Except for a municipally owned utility taxed under IC 6-1.1-8-3, the commission shall approve rates and charges sufficient to compensate the municipality for taxes that would be due the municipality on the utility property were it privately owned. These rates and charges in lieu of taxes may be transferred to the municipal general fund, if the legislative body so elects.

(h) The commission shall grant a request that an increase in rates and charges not be effective until after the occurrence of a future event if the legislative body so requests.

(i) A municipality that acquires and operates a utility under IC 8-1.5-2 by exercising the power of eminent domain may not impose a special rate, charge, surcharge, or other fee, other than rates and charges approved under this section or otherwise authorized by law, on the customers of the utility in order to pay for the costs associated with acquiring the utility through the exercise of the power of eminent domain.

(j) **Except as provided in subsection (l),** this subsection ~~does~~ **and subsection (k) do** not apply to services rendered by a sewage works that is subject to IC 36-9-23 or to IC 36-9-25. This subsection ~~also does~~ **and subsections (k) and (l) do** not apply to services rendered by a department of public utilities created by IC 8-1-11.1 or to services rendered by a utility company owned, operated, or held in trust by a consolidated city. This subsection applies to property that is served by a municipally owned utility and that is occupied by someone other than the owner of the property. Upon applying for utility service from a municipally owned utility for property subject to this subsection, the person occupying the property shall provide the municipally owned utility with the name and contact information of the owner or manager of the property. Subject to subsection (k), all rates, charges, and other fees for services rendered by a municipally owned utility to a property that is subject to this subsection are payable by the person occupying the property if **either**:

(1) the municipally owned utility has received the name and contact information of the owner or manager of the property from the person occupying the property, as required by this subsection; or

(2) the account or other customer or billing records maintained by the municipally owned utility for the property otherwise indicate that (†) the property is occupied by someone other than the owner. and (2) the person occupying the property is responsible for paying the rates, charges, and fees assessed for the services rendered by the municipally owned utility with respect to the property.

Rates, charges, and fees assessed for services rendered by a municipally owned utility with respect to property occupied by someone other than the owner of the property do not constitute a lien against the property.

(k) **The following apply** with respect to property that is served by a municipally owned utility and that is occupied by someone other than the owner of the property: ~~subsection (j) does not:~~

(1) **Subsection (j) does not** prohibit a municipal legislative body from imposing any:

(A) requirement for a deposit ~~to ensure payment by~~ from the person occupying the property ~~to ensure payment by the person~~ of the rates, charges, and fees assessed for the services rendered by the municipally owned utility with respect to the property; or

(B) **subject to subdivision (3)**, other requirement to ensure the creditworthiness of the person occupying the property as the account holder or customer with respect to the property;

that the municipal legislative body may lawfully impose.
or

(2) **Subsection (j) does not** abrogate or limit the authority of the owner of a multi-unit building to engage in electrical submetering under IC 8-1-2-36.5, subject to:

(A) the owner's qualification to engage in submetering under IC 8-1-2-36.5 and 170 IAC 4-5; and

(B) the owner's compliance with the requirements for submetering set forth in IC 8-1-2-36.5 and 170 IAC 4-5.

(3) **A municipally owned utility or a municipal legislative body may not, as a condition of providing one (1) or more utility services to the property or otherwise, require the owner of the property to:**

(A) ensure the creditworthiness of the person occupying the property, including by requiring the property owner to accept responsibility for the payment of a deposit on behalf of the person occupying the property; or

(B) assume:

(i) responsibility for payment of any rates, charges, or other fees for services rendered by the municipally owned utility to the property; or

(ii) joint and several liability with respect to unpaid bills invoiced to the person occupying the property;

by signing an agreement with the municipality or the municipally owned utility, by cosigning an agreement between the person occupying the property and the municipality or the municipally owned utility, or by any other means.

(1) This subsection applies to a municipality that provides:

(1) sewer service through a sewage works subject to IC 36-9-23 or IC 36-9-25; and

(2) one (1) or more other utility services under this article;

to a property that is occupied by someone other than the owner of the property. All rates, charges, and other fees for utility services described in subdivision (2) are payable by the person occupying the property if subsection (j)(1) or (j)(2) applies, regardless of whether the municipality combines billing for sewer service and the utility services described in subdivision (2). If the municipality combines billing for sewer service and the utility services described in subdivision (2), the municipality shall clearly identify as separate line items on each customer bill the amounts charged for sewer services and the amounts charged for each utility service described in subdivision (2). Rates, charges, and fees assessed for utility services described in subdivision (2) do not constitute a lien against the property regardless of whether the municipality combines billing for sewer service and the utility services described in subdivision (2). A municipality shall not attempt to circumvent, through the use of combined billing or by any other means, the application of subsection (j) to property

subject to this subsection with respect to any utility services described in subdivision (2).

(m) If a property owner aggrieved by a municipality's or a municipally owned utility's violation of subsection (j), (k), or (l) obtains a judgment in an action brought against the municipality or the municipally owned utility, the court shall award the property owner:

(1) reasonable attorney's fees, court costs, and other reasonable expenses of litigation;

(2) prejudgment and postjudgment interest at a rate of eight percent (8%); and

(3) other relief that the court determines appropriate.

SECTION 2. An emergency is declared for this act.

(Reference is to HB 1165 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 2.

SOLIDAY, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Commerce, Small Business and Economic Development, to which was referred House Bill 1181, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 10, after line 16, begin a new paragraph and insert:

"SECTION 3. IC 34-55-8-7.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 7.5. (a) If a judgment debtor voluntarily or involuntarily leaves employment with an employer that is garnishing the judgment debtor's wages or salary pursuant to a garnishment order, the judgment debtor shall not later than thirty (30) days after the judgment debtor's last day of employment notify the court and the judgment creditor of the following:

(1) That the judgment debtor is no longer employed with the employer.

(2) That the employer will no longer have access to the judgment debtor's income.

(3) The name, address, and telephone number of the judgment debtor's new employer, if any.

(4) Information regarding any other wages, salary, or other income being received by the judgment debtor.

(b) A judgment debtor described in subsection (a) shall immediately notify the judgment debtor's new employer, if any, of any garnishment described in subsection (a). (c) If:

(1) a judgment debtor leaves employment with an employer that is garnishing the judgment debtor's wages or salary pursuant to a garnishment order;

(2) the judgment debtor subsequently becomes employed with a new employer or returns to employment with the employer that was previously garnishing the judgment debtor's wages or salary; and

(3) the obligation that is the subject of the garnishment has not been satisfied;

the judgment creditor must obtain a new garnishment order before the employer of the judgment debtor is required to begin or resume garnishment of the wages of the judgment debtor.

(d) A judgment debtor who knowingly or intentionally fails to comply with subsection (a) or (b) commits a Class C infraction."

Renumber all SECTIONS consecutively.

(Reference is to HB 1181 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 1.

MORRIS, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1182, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 7, line 35, delete "(a) A physician or the physician's authorized".

Page 7, delete lines 36 through 38.

Page 7, line 39, reset in roman "(a)".

Page 7, line 39, delete "(b)".

Page 7, run in lines 35 through 39.

Page 8, line 4, reset in roman "(b)".

Page 8, line 4, delete "(c)".

Page 8, line 10, delete "test." and insert "test, orally or in writing".

Page 8, line 11, delete ":".

Page 8, line 12, delete "(A)".

Page 8, line 12, delete "that includes information" and insert "orally, in writing, by video, or by a combination of these methods".

Page 8, delete line 13.

Page 8, line 14, delete "statutory requirements concerning disclosure".

Page 8, line 14, strike "and".

Page 8, run in lines 11 through 14.

Page 8, delete line 15.

Page 8, between lines 20 and 21, begin a new paragraph and insert:

"(c) Unless it is clearly not feasible, the information delivered to the patient who is to be tested under subsection (b) must be provided in the native language or other communication used by the patient. If the patient is unable to read written materials, the materials must be translated or read to the patient in a language the patient understands."

Page 8, line 30, delete "in person and orally".

Page 34, line 24, delete "A" and insert "(a) Except as provided in subsection (b), a".

Page 34, line 26, reset in roman "HIV antibody".

Page 34, line 26, delete "human immunodeficiency virus".

Page 34, line 27, delete "(HIV)".

Page 34, between lines 28 and 29, begin a new paragraph and insert:

"(b) Subsection (a) does not apply to a donation of semen that:

- (1) indicates the presence of the HIV antibody; and
- (2) is used according to safer conception practices endorsed by the federal Centers for Disease Control and Prevention or other generally accepted medical experts."

Page 35, delete lines 7 through 42, begin a new paragraph and insert:

"SECTION 48. IC 16-51 IS ADDED TO THE INDIANA CODE AS A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]:

ARTICLE 51. SUICIDE AND OVERDOSE FATALITY REVIEW TEAMS

Chapter 1. Definitions

Sec. 1. The definitions in this chapter apply throughout this article.

Sec. 2. As used in this chapter, "SOFR team" refers to:

- (1) a county SOFR team; or
- (2) a regional SOFR team formed by multiple counties; established under IC 16-51-2-1.

Sec. 3. As used in this chapter, "SOFR" means suicide and overdose fatality review.

Chapter 2. Suicide and Overdose Fatality Review Teams

Sec. 1. (a) A:

- (1) local health department; or

(2) person or entity approved by the state department; may establish through a written agreement a SOFR team to review suicides and overdose fatalities for the purpose of gathering information concerning suicides and overdose fatalities and to use the information gathered to improve community resources and systems of care to reduce suicides and overdose fatalities.

(b) A SOFR team may be established in a county or multiple counties in Indiana.

(c) Upon the establishment of a SOFR team under this section, the SOFR team shall notify the state department of the establishment of the SOFR team.

Sec. 2. (a) A SOFR team shall do the following:

(1) Identify similarities, trends, and factual patterns concerning suicides and overdose fatalities in the area served by the SOFR team.

(2) Identify reasons for any higher minority suicide and overdose fatality rate in the area served by the SOFR team.

(3) Create strategies and make recommendations for the prevention and reduction of suicides and overdose fatalities, including minority suicides and overdose fatalities, in the area served by the SOFR team.

(b) A SOFR team may do any of the following:

(1) Determine factors contributing to suicides and overdose fatalities.

(2) Identify public health and clinical interventions to improve systems of care and enhance coordination.

(3) Develop strategies for the prevention of suicides and overdose fatalities.

Sec. 3. (a) A SOFR team must be multidisciplinary and culturally diverse. The SOFR team should include professionals and representatives of agencies that provide services or community resources for families in the community.

(b) Members of a SOFR team must be appointed by the county health officer or another entity approved by the state department and may include representatives from the following disciplines:

(1) Primary health care.

(2) Mental health.

(3) Law enforcement.

(4) Behavioral health.

(5) Parole or probation.

(6) Addiction medicine.

(7) Emergency medical services.

(8) Social work.

(c) Members may also include any of the following:

(1) A coroner or deputy coroner.

(2) An epidemiologist.

(3) A pathologist.

(d) The SOFR team shall meet at least quarterly.

Sec. 4. (a) The first SOFR team meeting shall convene at the call of the county health officer, the county health administrator, or their designees, as applicable.

(b) The SOFR team members shall elect a chairperson at the first SOFR team meeting and whenever there is a chairperson vacancy.

(c) After the election of a team chairperson, the SOFR team shall meet upon the call of the elected chairperson or upon the call of the county health officer in the event that there is a chairperson vacancy.

Sec. 5. (a) Before a member of the SOFR team may participate in the review of a suicide or overdose fatality, the member must:

(1) sign a confidentiality form prepared by the state department;

(2) review the purpose and goal of the SOFR team; and

(3) review, for accuracy and comprehensiveness, any data collection form developed by the state

department, if applicable.

(b) Individuals who are invited by the SOFR team chairperson to attend a SOFR team meeting must sign a confidentiality form before attending or participating in a SOFR team meeting.

(c) The state department shall create and make available a standardized confidentiality form to be used by members of all SOFR teams.

(d) The chairperson of a SOFR team is responsible for the safekeeping of all confidentiality agreements signed under this section.

Sec. 6. (a) The SOFR team shall review the death of each person whose death occurred in the area served by the SOFR team if one (1) or more of the following conditions are met:

(1) The person's cause of death is listed as one (1) or more of the following:

- (A) Poisoning.
- (B) Intoxication.
- (C) Toxicity.
- (D) Inhalation.
- (E) Ingestion.
- (F) Overdose.
- (G) Exposure.
- (H) Chemical use.
- (I) Neonatal abstinence syndrome (NAS) effects.

(2) The person's manner of death is classified as one (1) of the following:

- (A) Accident.
- (B) Suicide.
- (C) Undetermined.

(3) The person's manner of death is classified as natural but drug intoxication or exposure is listed as a contributing factor.

(b) When conducting a SOFR fatality review under subsection (a), the SOFR team may review the following records if the records pertain to a person or incident within the scope of the SOFR team's review:

(1) Records held by the:

- (A) local or state health department;
- (B) INSPECT program (as described under IC 25-26-24); or
- (C) department of child services.

(2) Medical records.

(3) Law enforcement records.

(4) Autopsy reports.

(5) Coroner records.

(6) Mental health reports.

(7) Emergency medical services provider records.

(8) Fire department run reports.

(9) Disciplinary or health records generated by a local school system.

(10) Any other record concerning the assessment, care, fatality, diagnosis, near fatality, if applicable, or treatment of the person subject to a SOFR team review.

(c) Except as otherwise provided, information and records acquired by a SOFR team during the execution of the SOFR team's duties are confidential and exempt from disclosure.

(d) Subject to subsection (e), records, information, documents, and reports acquired or produced by a SOFR team are not:

- (1) subject to subpoena or discovery; or
- (2) admissible as evidence;

in any administrative or judicial proceeding.

(e) Records, information, documents, and reports that are admissible and otherwise discoverable from alternate sources do not become immune from discovery or use in any administrative or judicial proceeding because of their use by a SOFR team.

Sec. 7. A SOFR team shall review the death certificate of a decedent received from the county health officer in order to determine whether the fatality qualifies for a SOFR team review under section 6 of this chapter.

Sec. 8. (a) Subject to IC 34-30-15, the following persons or entities shall comply with a records request by a SOFR team:

- (1) A coroner.
- (2) An emergency medical services provider.
- (3) A fire department.
- (4) A health system.
- (5) A hospital.
- (6) A law enforcement officer.
- (7) A local or state governmental agency, including the department of child services.
- (8) A mental health professional.
- (9) A physician.
- (10) A school.
- (11) A social services provider.

(b) A person or entity that complies, in good faith, with a record request issued under subsection (a) may not be:

- (1) disciplined;
- (2) criminally prosecuted; or
- (3) held administratively or civilly liable;

for any disclosure related to the person's or entity's compliance with subsection (a).

(c) A person or entity subject to a records request by a SOFR team under subsection (a) may charge a reasonable fee for the service of duplicating any records requested by the SOFR team.

Sec. 9. If a fatality qualifies for a SOFR team review, the SOFR team shall:

- (1) identify the factors that contributed to the fatality of the decedent;
- (2) determine whether similar fatalities may be prevented in the future;
- (3) if applicable, identify other:
 - (A) agencies or entities; and
 - (B) resources;
 that may be used to assist in the prevention of a similar fatality; and
- (4) if applicable, identify solutions to:
 - (A) improve practice and policy; and
 - (B) enhance coordination;
 between the agencies, entities, and resources described in subdivision (3).

Sec. 10. (a) Except as provided in subsection (b), SOFR team meetings are open to the public.

(b) A SOFR team meeting that requires the use or discussion of confidential records or confidential identifying information must be closed to the public for the portion of the team meeting that uses or discusses confidential information.

Sec. 11. (a) Members of a SOFR team and individuals who attend a SOFR team meeting as invitees of the team chairperson:

- (1) may discuss, among themselves, confidential matters that are before the SOFR team;
- (2) are bound by all applicable laws concerning the confidentiality of the matters reviewed by the SOFR team; and
- (3) except as provided in subsection (b), may not be:
 - (A) disciplined;
 - (B) criminally prosecuted; or
 - (C) held administratively or civilly liable;

for the sharing or discussion of any confidential matter before the SOFR team during a SOFR team meeting.

(b) The immunity described in subsection (a)(3) does not apply to a SOFR team member or a SOFR team invitee who discloses confidential information:

- (1) with malice;

- (2) in bad faith; or
- (3) negligently.

Sec. 12. The chairperson of a SOFR team or the chairperson's designee shall do the following for each SOFR team meeting:

- (1) Prepare the agenda for the scheduled SOFR team meeting.
- (2) Provide meeting notices to all members of the SOFR team.
- (3) Ensure that all:
 - (A) members of the SOFR team; and
 - (B) SOFR team invitees;
 sign confidentiality forms as required under this chapter.
- (4) Maintain all confidentiality forms signed under this chapter.
- (5) Enter and record all data reviewed by the SOFR team by using:
 - (A) data collection tools provided to the SOFR team by the state department, if applicable; and
 - (B) any other appropriate data collection system.
- (6) Attend pertinent training concerning the use of the data collection tools employed by the SOFR team.
- (7) Serve as a liaison for the SOFR team as necessary.
- (8) Destroy all records, information, and documents obtained by the SOFR team under section 6 of this chapter upon the conclusion of the SOFR team's review of a specific suicide or overdose fatality.

Sec. 13. Records held or maintained by a SOFR team are subject to the confidentiality provisions of IC 31-33-18.

Sec. 14. (a) Before July 1 of each year, a SOFR team shall submit a report to the state department that includes the following information:

- (1) A summary of the data collected concerning the reviews conducted by the SOFR team for the previous calendar year.
- (2) Actions recommended by the SOFR team to improve systems of care and community resources to reduce suicides and overdose fatalities in the area served by the SOFR team.
- (3) Solutions proposed for any system inadequacies.
- (b) The report described in subsection (a) may not contain identifying information relating to the deaths reviewed by the SOFR team.
- (c) Review data concerning a suicide or overdose fatality is confidential and may not be released.
- (d) The SOFR team may provide the state department with data concerning the reviews of a death under this chapter.

Sec. 15. Nothing in this chapter shall preclude any death, illness, or injury investigation or review to the extent authorized by other laws."

Delete pages 36 through 49.

Page 50, delete lines 1 through 4.

Page 54, between lines 28 and 29, begin a new paragraph and insert:

"SECTION 54. IC 31-33-18-2, AS AMENDED BY P.L.31-2019, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 2. The reports and other material described in section 1(a) of this chapter and the unredacted reports and other material described in section 1(b) of this chapter shall be made available only to the following:

- (1) Persons authorized by this article.
- (2) A legally mandated public or private child protective agency investigating a report of child abuse or neglect or treating a child or family that is the subject of a report or record.
- (3) Any of the following who are investigating a report of a child who may be a victim of child abuse or neglect:
 - (A) A police officer or other law enforcement agency.

(B) A prosecuting attorney.

(C) A coroner, in the case of the death of a child.

(4) A physician who has before the physician a child whom the physician reasonably suspects may be a victim of child abuse or neglect.

(5) An individual legally authorized to place a child in protective custody if:

(A) the individual has before the individual a child whom the individual reasonably suspects may be a victim of abuse or neglect; and

(B) the individual requires the information in the report or record to determine whether to place the child in protective custody.

(6) An agency having the legal responsibility or authorization to care for, treat, or supervise a child who is the subject of a report or record or a parent, guardian, custodian, or other person who is responsible for the child's welfare.

(7) An individual named in the report or record who is alleged to be abused or neglected or, if the individual named in the report is a child or is otherwise incompetent, the individual's guardian ad litem or the individual's court appointed special advocate, or both.

(8) Each parent, guardian, custodian, or other person responsible for the welfare of a child named in a report or record and an attorney of the person described under this subdivision, with protection for the identity of reporters and other appropriate individuals.

(9) A court, for redaction of the record in accordance with section 1.5 of this chapter, or upon the court's finding that access to the records may be necessary for determination of an issue before the court. However, except for disclosure of a redacted record in accordance with section 1.5 of this chapter, access is limited to in camera inspection unless the court determines that public disclosure of the information contained in the records is necessary for the resolution of an issue then pending before the court.

(10) A grand jury upon the grand jury's determination that access to the records is necessary in the conduct of the grand jury's official business.

(11) An appropriate state or local official responsible for child protection services or legislation carrying out the official's official functions.

(12) The community child protection team appointed under IC 31-33-3 (or IC 31-6-11-14 before its repeal), upon request, to enable the team to carry out the team's purpose under IC 31-33-3.

(13) A person about whom a report has been made, with protection for the identity of:

(A) any person reporting known or suspected child abuse or neglect; and

(B) any other person if the person or agency making the information available finds that disclosure of the information would be likely to endanger the life or safety of the person.

(14) An employee of the department, a caseworker, or a juvenile probation officer conducting a criminal history check under IC 31-26-5, IC 31-34, or IC 31-37 to determine the appropriateness of an out-of-home placement for a:

(A) child at imminent risk of placement;

(B) child in need of services; or

(C) delinquent child.

The results of a criminal history check conducted under this subdivision must be disclosed to a court determining the placement of a child described in clauses (A) through (C).

(15) A local child fatality review team established under IC 16-49-2.

- (16) The statewide child fatality review committee established by IC 16-49-4.
- (17) The department.
- (18) The division of family resources, if the investigation report:
- (A) is classified as substantiated; and
 - (B) concerns:
 - (i) an applicant for a license to operate;
 - (ii) a person licensed to operate;
 - (iii) an employee of; or
 - (iv) a volunteer providing services at;
- a child care center licensed under IC 12-17.2-4 or a child care home licensed under IC 12-17.2-5.
- (19) A citizen review panel established under IC 31-25-2-20.4.
- (20) The department of child services ombudsman established by IC 4-13-19-3.
- (21) The state superintendent of public instruction with protection for the identity of:
- (A) any person reporting known or suspected child abuse or neglect; and
 - (B) any other person if the person or agency making the information available finds that disclosure of the information would be likely to endanger the life or safety of the person.
- (22) The state child fatality review coordinator employed by the state department of health under IC 16-49-5-1.
- (23) A person who operates a child caring institution, group home, or secure private facility if all the following apply:
- (A) The child caring institution, group home, or secure private facility is licensed under IC 31-27.
 - (B) The report or other materials concern:
 - (i) an employee of;
 - (ii) a volunteer providing services at; or
 - (iii) a child placed at;
- the child caring institution, group home, or secure private facility.
- (C) The allegation in the report occurred at the child caring institution, group home, or secure private facility.
- (24) A person who operates a child placing agency if all the following apply:
- (A) The child placing agency is licensed under IC 31-27.
 - (B) The report or other materials concern:
 - (i) a child placed in a foster home licensed by the child placing agency;
 - (ii) a person licensed by the child placing agency to operate a foster family home;
 - (iii) an employee of the child placing agency or a foster family home licensed by the child placing agency; or
 - (iv) a volunteer providing services at the child placing agency or a foster family home licensed by the child placing agency.
 - (C) The allegations in the report occurred in the foster family home or in the course of employment or volunteering at the child placing agency or foster family home.
- (25) The National Center for Missing and Exploited Children.
- (26) A local domestic violence fatality review team established under IC 12-18-8, as determined by the department to be relevant to the death or near fatality that the local domestic violence fatality review team is reviewing.
- (27) The statewide domestic violence fatality review committee established under IC 12-18-9-3, as determined by the department to be relevant to the death or near

fatality that the statewide domestic violence fatality review committee is reviewing.

(28) The statewide maternal mortality review committee established under IC 16-50-1-3, as determined by the department to be relevant to the case of maternal morbidity or maternal mortality that the statewide maternal mortality review committee is reviewing.

(29) A local fetal-infant mortality review team established under IC 16-49-6, as determined by the department to be relevant to the case of fetal or infant fatality that the local fetal-infant mortality review team is reviewing.

(30) A suicide and overdose fatality review team established under IC 16-51-2, as determined by the department to be relevant to the case of a suicide or overdose fatality that the suicide and overdose fatality review team is reviewing."

Page 55, delete lines 5 through 16, begin a new paragraph and insert:

"SECTION 58. IC 34-30-2-83.9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 83.9. (a) IC 16-51-2-8 (Concerning certain persons and entities complying with a records request related to a suicide or overdose fatality review).**

(b) IC 16-51-2-11 (Concerning the substance of a suicide or overdose fatality review team meeting)."

Renumber all SECTIONS consecutively.

(Reference is to HB 1182 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 7, nays 1.

KIRCHHOFFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Veterans Affairs and Public Safety, to which was referred House Bill 1189, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 7, after "fixed" insert "**and mobile**".

(Reference is to HB 1189 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

Frye R, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Veterans Affairs and Public Safety, to which was referred House Bill 1198, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 18, after "answers" insert "**or dispatches**".

Page 3, after line 4, begin a new paragraph and insert:

"SECTION 2. IC 16-31-6-1, AS AMENDED BY P.L.77-2012, SECTION 46, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 1. (a) A certified emergency medical technician who provides emergency medical services to an emergency patient is not liable for an act or omission in providing those services unless the act or omission constitutes negligence or willful misconduct. If the emergency medical technician is not liable for an act or omission, no other person incurs liability by reason of an agency relationship with the emergency medical technician.

(b) This section does not affect the liability of a driver of an ambulance for negligent operation of the ambulance.

(c) Except as provided in subsections (a) and (b), a certified emergency medical technician or a licensed

paramedic who provides emergency medical services is not liable for transporting any person to an appropriate health care facility when the emergency medical technician or the licensed paramedic makes a good faith judgment that the emergency patient or the emergency patient's primary caregiver lacks the capacity to make an informed decision about the patient's:

- (1) safety; or
- (2) need for medical attention;

and the emergency patient is reasonably likely to suffer disability or death without the medical intervention available at the facility.

SECTION 3. IC 34-30-2-68 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 68. IC 16-31-6-1 (Concerning ambulance attendants and certified emergency medical technicians who render emergency ambulance services and certified emergency medical technicians or licensed paramedics who provide emergency medical services)."

Renumber all SECTIONS consecutively.
(Reference is to HB 1198 as introduced.)
and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

Frye R, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1199, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 11 through 17.
Page 2, delete lines 1 through 5.
Page 2, line 32, delete "and who".
Page 2, delete line 33.
Page 2, line 34, delete "an organization approved by the state department".

Page 2, line 35, delete "noneligible hospice patients" and insert **"a patient who is not eligible for hospice"**.

Renumber all SECTIONS consecutively.
(Reference is to HB 1199 as introduced.)
and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 0.

Kirchhofer, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1207, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, between lines 25 and 26, begin a new paragraph and insert:

"SECTION 2. IC 16-18-2-338.3, AS ADDED BY P.L.32-2015, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 338.3. (a) "Standing order", for purposes of IC 16-31 and IC 16-42-27, means:

(1) a written order; or
(2) an order transmitted by other means of communication; that is prepared by a person authorized to write a prescription for the distribution and administration of an overdose intervention drug, including any actions and interventions to be used in order to ensure timely access to treatment.

(b) "Standing order", for purposes of IC 16-41-43, means:

- (1) a written order; or
- (2) an order transmitted by other means of communication;

that is prepared by a person authorized to write a prescription for the distribution and administration of auto-injectable epinephrine, including any actions and interventions to be used in order to ensure timely access to treatment.

SECTION 3. IC 16-41-43-2.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 2.3. (a) A pharmacist may, by standing order, dispense auto-injectable epinephrine without examining the individual to whom it may be administered if all of the following conditions are met:

- (1) The auto-injectable epinephrine is dispensed to a person who:

(A) presents a certificate of completion issued under section 2.5(c) of this chapter to the pharmacist before the auto-injectable epinephrine is dispensed; and

(B) is an individual who is or may be in a position to assist an individual who is at risk of experiencing anaphylaxis.

- (2) The pharmacist provides instruction concerning how to properly administer auto-injectable epinephrine from the specific device being dispensed at the time of the device's dispensing.

(3) The pharmacist instructs the individual receiving the auto-injectable epinephrine to summon emergency medical services either immediately before or immediately after administering the auto-injectable epinephrine to an individual experiencing anaphylaxis.

- (b) A person wishing to receive auto-injectable epinephrine by standing order must do the following:

(1) Successfully complete the course described in section 2.5(a) of this chapter.

(2) Present a certificate of completion issued under section 2.5(c) of this chapter to a pharmacist at the time the auto-injectable epinephrine is requested.

(c) An individual described in subsection (a)(1) may administer auto-injectable epinephrine to an individual that the person reasonably believes is experiencing anaphylaxis.

(d) An individual described in subsection (a)(1) may not be considered to be practicing medicine without a license in violation of IC 25-22.5-8-2 if the individual, acting in good faith:

- (1) obtains auto-injectable epinephrine from a pharmacist by standing order;

(2) administers auto-injectable epinephrine to an individual that the person reasonably believes is experiencing anaphylaxis in a manner that is consistent with:

(A) the training provided during the course described in section 2.5(a) of this chapter; or

(B) the instruction provided to the person by a pharmacist at the time the auto-injectable epinephrine was dispensed; and

(3) attempts to summon emergency medical services either immediately before or immediately after administering the auto-injectable epinephrine.

(e) The state department shall ensure that a statewide standing order for the dispensing of auto-injectable epinephrine in Indiana is issued under this section. The state health commissioner may, as part of the individual's official capacity, issue a statewide standing order that may be used for the dispensing of auto-injectable epinephrine under this section. The immunity provided in IC 34-13-3-3 applies to an individual described in this subsection.

SECTION 4. IC 16-41-43-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS

FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 2.5. (a) The state department shall approve courses concerning allergies and the administration of auto-injectable epinephrine that are offered by an approved organization (as defined in IC 25-1-4-0.2).

(b) The state department shall do the following:

- (1) Maintain, on the agency's Internet web site, a list of all approved courses.
- (2) Prescribe the certification process for the course described in subsection (a).
- (3) Revoke the certification of an organization that fails to comply with any certification prerequisite specified by the state department.

(c) A person who successfully completes a certified course shall receive a certificate of completion. The state department may contract with a third party for the purpose of creating or manufacturing the certificate of completion, which must meet the requirements set forth in subsection (d).

(d) A certificate of completion issued under subsection (c) must:

- (1) have dimensions that permit the certificate of completion to be carried in a wallet; and
- (2) display the following information:
 - (A) The first and last name of the person.
 - (B) The first and last name of the course instructor.
 - (C) The name of the entity responsible for providing the course, if applicable.
 - (D) The date the course described in subsection (a) was completed.
 - (E) Any other information required by the state department.

(e) The state department may adopt rules under IC 4-22-2, including emergency rules under IC 4-22-2-37.1, to implement this section.

SECTION 5. IC 16-41-43-3.5, AS ADDED BY P.L.117-2017, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 3.5. Injectable epinephrine that is filled and used in accordance with this chapter must have an expiration date of not less than twelve (12) months from the date that the pharmacy dispenses the injectable epinephrine to the entity **or person, as applicable.**

SECTION 6. IC 16-41-43-5.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 5.5. (a) **This chapter does not apply to a person who is eligible for immunity specified in one (1) or more of the following sections:**

- (1) Section 6 of this chapter.
- (2) IC 20-34-4.5-4.
- (3) IC 21-44.5-2-6.

(b) Except as provided in subsection (d), a person who meets all of the following criteria is not liable for civil damages for any act or omission related to the administration of auto-injectable epinephrine:

- (1) The person has successfully completed a course described in section 2.5(a) of this chapter before administering auto-injectable epinephrine to a person.
- (2) The person administered the auto-injectable epinephrine in a manner that was consistent with:
 - (A) the training provided during the course described in section 2.5(a) of this chapter; or
 - (B) the instruction provided to the person by the pharmacist at the time the auto-injectable epinephrine was dispensed to the person.
- (3) The person reasonably believed that the recipient of the auto-injectable epinephrine was suffering from anaphylaxis at the time the auto-injectable epinephrine was administered.

(c) A pharmacist who complies with section 2.3(a) of this chapter is not liable for civil damages resulting from the

administration of auto-injectable epinephrine.

(d) The immunity described in subsection (b) or (c) does not apply to any act or omission that constitutes gross negligence or willful and wanton misconduct.

SECTION 7. IC 25-1-9.3-8, AS ADDED BY P.L.28-2019, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 8. A prescriber may issue a prescription for a controlled substance in a written format, a faxed format, or an oral order if any of the following apply:

(1) The prescriber cannot transmit an electronically transmitted prescription due to:

- (A) temporary technological or electrical failure; **or**
- (B) **the technological inability to issue a prescription electronically.**

(2) The prescriber issues a prescription to be dispensed by a pharmacy located outside Indiana.

(3) The prescriber and the pharmacist are the same entity.

(4) The prescriber issues a prescription that meets any of the following:

(A) The prescription contains elements that are not supported by the technical standards developed by the National Council for Prescription Drug Programs for electronically transmitted prescriptions (NCPDP SCRIPT).

(B) The federal Food and Drug Administration requires the prescription to contain certain elements that cannot be supported in an electronically transmitted prescription.

(C) The prescription is a non-patient specific prescription in response to a public health emergency or another instance allowable under state law and that requires a non-patient specific prescription under:

- (i) a standing order;
- (ii) approved protocol for drug therapy;
- (iii) collaborative drug management; or
- (iv) comprehensive medication management.

(D) The prescription is issued under a research protocol.

(5) The prescriber has received a waiver or a renewal of a previously received waiver from the board in accordance with rules adopted under section 9 of this chapter.

(6) The board, in accordance with rules adopted under section 9 of this chapter, has determined that issuing an electronically transmitted prescription would be impractical and cause delay, adversely impacting the patient's medical condition.

(7) **The prescriber reasonably determines that it would be impractical for the patient to obtain an electronic prescription in a timely manner and the delay would adversely affect the patient's medical condition.**

(8) **The prescriber provides notice to the board that the prescriber does not use an electronic medical record.**

SECTION 8. IC 25-1-9.3-9, AS ADDED BY P.L.28-2019, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 9. (a) The board shall, in consultation with the medical licensing board, adopt rules under IC 4-22-2 to implement this chapter, including:

(1) a process to grant or deny waivers or renewals of waivers from the requirement to issue electronically transmitted prescriptions for controlled substances due to:

- (A) economic hardship;
- (B) technological limitations outside the control of the prescriber; or

(C) other circumstances determined by the board; and

(2) a list of circumstances in which issuing an electronically transmitted prescription would be impractical and cause delay that would adversely impact the user's medical condition.

(b) Any rules adopted under this chapter must be

substantially similar to the requirements and exceptions under 42 U.S.C. 1395w-104.

(c) The board, in consultation with the medical licensing board, may adopt emergency rules in the manner provided in IC 4-22-2-37.1. A rule adopted under this section expires on the earlier of the following:

(1) The date that the rule is superseded, amended, or repealed by a permanent rule adopted under IC 4-22-2.

(2) July 1, 2023."

Page 6, delete lines 9 through 32, begin a new paragraph and insert:

"SECTION 18. IC 34-30-2-83.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 83.6. IC 16-41-43-5.5 (Concerning the administration of auto-injectable epinephrine by laypersons and the dispensing of auto-injectable epinephrine by pharmacists).**"

Renumber all SECTIONS consecutively.

(Reference is to HB 1207 as introduced.) and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

KIRCHHOFFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Utilities, Energy and Telecommunications, to which was referred House Bill 1218, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 4, delete "that an operator installs or" and insert **"that:**

(1) an operator installs or causes to be installed after June 30, 2020, in any public right-of-way or on any private property; or

(2) a person installs or causes to be installed after June 30, 2020, on real property that the person owns or occupies."

Page 1, delete line 5.

Page 1, line 7, delete "and except as provided in subsection (d),".

Page 1, line 8, after "operator" insert **"described in subsection (a)(1) or a person described in subsection (a)(2)".**

Page 1, line 9, after "operator" insert **"or person".**

Page 1, line 13, delete "equipment," and insert **"equipment and".**

Page 1, line 14, delete "surveys, and ground penetrating" and insert **"surveys; or".**

Page 1, delete line 15.

Page 1, line 16, delete "subject to subsection (c),".

Page 2, delete lines 6 through 12.

Page 2, line 13, delete "(e)" and insert **"(c)".**

(Reference is to HB 1218 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

SOLIDAY, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1225, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1225 as introduced.)

Committee Vote: Yeas 10, Nays 1.

MCNAMARA, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1243, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1243 as introduced.)

Committee Vote: Yeas 9, Nays 1.

KIRCHHOFFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1246, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1246 as introduced.)

Committee Vote: Yeas 11, Nays 0.

SULLIVAN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Environmental Affairs, to which was referred House Bill 1265, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17.

Page 2, delete lines 1 through 3.

Page 2, line 7, delete "or (c)".

Page 2, line 7, delete "every:" and insert **"every school building".**

Page 2, delete lines 8 through 13.

Page 2, run in lines 7 through 14.

Page 2, delete lines 28 through 40.

Page 2, line 41, delete "(d)" and insert **"(c)".**

Page 3, line 3, delete "the:" and insert **"the school building".**

Page 3, delete lines 4 through 9.

Page 3, run in lines 3 through 10.

Page 3, line 24, delete "and child care facilities".

Renumber all SECTIONS consecutively.

(Reference is to HB 1265 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 0.

WOLKINS, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Government and Regulatory Reform, to which was referred House Bill 1279, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 5-1.3-3-11, AS ADDED BY P.L.189-2018, SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 11. **(a)** The IFA, the NWIRDA, or the NICTD may:

(1) in the manner provided by IC 32-24; or

(2) as otherwise required for a railroad federal aid project funded in any part under 49 U.S.C. 103, et seq.;

acquire by appropriation any land, rights-of-way, property, rights, easements, or other legal or equitable interests necessary or convenient for the construction or the efficient operation of any rail project. However, compensation for the property taken shall first be made in money as provided by IC 32-24 or as otherwise required for a railroad federal aid project funded in any part under 49 U.S.C. 103, et seq.

(b) The IFA, the NWIRDA, or the NICTD:

- (1) may enter upon land to conduct a survey or investigation by manual or mechanical means for the construction or operation of a rail project; and**
- (2) shall, when acting under subdivision (1), have all the same powers and duties that the Indiana department of transportation has under IC 8-23-7-26 through IC 8-23-7-28."**

Page 15, after line 42, begin a new paragraph and insert:

"SECTION 5. IC 36-7-14-0.5, AS AMENDED BY P.L.235-2019, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 0.5. (a) The definitions in this section apply throughout this chapter.

(b) "Obligation" means any bond, note, warrant, lease, or other instrument under which money is borrowed.

(c) "Public funds" means all fees, payments, tax receipts, and funds of whatever kind or character coming into the possession of a:

- (1) redevelopment commission; or
- (2) department of redevelopment.

(d) "Residential housing" means housing or workforce housing that consists of single family dwelling units sufficient to secure quality housing in reasonable proximity to employment. **The term includes condominiums and townhouses located within an economic development target area that is designated under IC 6-1.1-12.1-7.**

(e) "Residential housing development program" means a residential housing development program for the:

- (1) construction of new residential housing; or
- (2) renovation of existing residential housing;

established by a commission under section 53 of this chapter.

(f) "Workforce housing" means housing that is affordable for households with earned income that is sufficient to secure quality housing in reasonable proximity to employment.

SECTION 6. IC 36-7-14-53, AS ADDED BY P.L.235-2019, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 53. (a) Subject to subsection (g), a commission may establish a residential housing development program by resolution for the construction of new residential housing or the renovation of existing residential housing if:

- (1) for a commission established by a county, the average of new, single family residential houses constructed in the unincorporated area of the county during the preceding three (3) calendar years is less than one percent (1%) of the total number of single family residential houses within the unincorporated area of the county on January 1 of the year in which the resolution is adopted; or
- (2) for a commission established by a municipality, the average of new, single family residential houses constructed within the municipal boundaries during the preceding three (3) calendar years is less than one percent (1%) of the total number of single family residential houses within the boundaries of the municipality on January 1 of the year in which the resolution is adopted.

However, the calculations described in subdivisions (1) and (2) and the provisions of subsection (f) do not apply for purposes of establishing a residential housing development program within an economic development target area designated under IC 6-1.1-12.1-7.

(b) The program, which may include any relevant elements the commission considers appropriate, may be adopted as part of a redevelopment plan or amendment to a redevelopment plan,

and must establish an allocation area for purposes of sections 39 and 56 of this chapter for the accomplishment of the program. The program must be approved by the municipal legislative body or county executive as specified in section 17 of this chapter.

(c) The notice and hearing provisions of sections 17 and 17.5 of this chapter, including notice under section 17(c) of this chapter to a taxing unit that is wholly or partly located within an allocation area, apply to the resolution adopted under subsection (b). Judicial review of the resolution may be made under section 18 of this chapter.

(d) Before formal submission of any residential housing development program to the commission, the department of redevelopment shall:

- (1) consult with persons interested in or affected by the proposed program;
- (2) provide the affected neighborhood associations, residents, and township assessors with an adequate opportunity to participate in an advisory role in planning, implementing, and evaluating the proposed program; and
- (3) hold public meetings in the affected neighborhood to obtain the views of neighborhood associations and residents.

(e) A residential housing development program established under this section must terminate not later than twenty (20) years after the date the program is established under subsection (b).

(f) The department of local government finance, in cooperation with either the appropriate county agency or the appropriate municipal agency, or both, shall determine whether a county or municipality meets the requirements under subsection (a). A county or municipality may request from the department of local government finance a report, if it exists, describing the effect of current assessed value allocated to tax increment financing allocation areas on the amount of the tax levy or proceeds and the credit for excessive property taxes under IC 6-1.1-20.6 for the taxing units within the boundaries of the residential housing development program.

(g) A program established under subsection (a) may not take effect **in any part of the program allocation area that lies outside an economic development target area designated under IC 6-1.1-12.1-7** until the governing body of each school corporation affected by the program passes a resolution approving the program. **A program established under subsection (a) takes effect in the part of a program allocation area that lies within an economic development target area when the program is established, without additional approval under this subsection."**

Page 18, between lines 18 and 19, begin a new paragraph and insert:

"SECTION 11. IC 36-7.5-2-3, AS AMENDED BY P.L.248-2017, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 3. (a) The development authority is governed by the development board appointed under this section.

(b) Except as provided in subsections (e), (f), and (h), the development board is composed of the following ~~seven (7)~~ **eleven (11)** members:

- (1) Two (2) members appointed by the governor. One (1) of the members appointed by the governor under this subdivision must be an individual nominated under subsection (d). The members appointed by the governor under this subdivision serve at the pleasure of the governor.
- (2) The following members from a county having a population of more than four hundred thousand (400,000) but less than seven hundred thousand (700,000):
 - (A) One (1) member appointed by the mayor of the largest city in the county in which a riverboat is located.

(B) One (1) member appointed by the mayor of the second largest city in the county in which a riverboat is located.

(C) One (1) member appointed by the mayor of the third largest city in the county in which a riverboat is located.

(D) One (1) member appointed jointly by the county executive and the county fiscal body. A member appointed under this clause may not reside in a city described in clause (A), (B), or (C).

(3) One (1) member appointed jointly by the county executive and county fiscal body of a county having a population of more than one hundred fifty thousand (150,000) but less than one hundred seventy thousand (170,000).

(4) The following four (4) members appointed under subsection (j):

(A) One (1) member appointed from Lake County.

(B) One (1) member appointed from Porter County.

(C) One (1) member appointed from LaPorte County.

(D) One (1) member appointed from St. Joseph County.

The members appointed under clauses (C) and (D) may only vote on matters that pertain strictly to the transit development district within LaPorte County and St. Joseph County.

(c) A member appointed to the development board must have knowledge and at least five (5) years professional work experience in at least one (1) of the following:

- (1) Rail transportation or air transportation.
- (2) Regional economic development.
- (3) Business or finance.

(d) The mayor of the largest city in a county having a population of more than one hundred fifty thousand (150,000) but less than one hundred seventy thousand (170,000) shall nominate three (3) residents of the county for appointment to the development board. One (1) of the governor's initial appointments under subsection (b)(1) must be an individual nominated by the mayor. At the expiration of the member's term, the mayor of the second largest city in the county shall nominate three (3) residents of the county for appointment to the development board. One (1) of the governor's appointments under subsection (b)(1) must be an individual nominated by the mayor. Thereafter, the authority to nominate the three (3) individuals from among whom the governor shall make an appointment under subsection (b)(1) shall alternate between the mayors of the largest and the second largest city in the county at the expiration of a member's term.

(e) A county having a population of more than one hundred eleven thousand (111,000) but less than one hundred fifteen thousand (115,000) shall be an eligible county participating in the development authority if the fiscal body of the county adopts an ordinance providing that the county is joining the development authority and the fiscal body of a city that is located in the county and that has a population of more than thirty-one thousand (31,000) but less than thirty-one thousand five hundred (31,500) adopts an ordinance providing that the city is joining the development authority. Notwithstanding subsection (b), if ordinances are adopted under this subsection and the county becomes an eligible county participating in the development authority:

- (1) the development board shall be composed of ~~nine (9)~~ **thirteen (13)** members rather than ~~seven (7)~~ **eleven (11)** members; and
- (2) the additional two (2) members shall be appointed in the following manner:
 - (A) One (1) additional member shall be appointed by the governor and shall serve at the pleasure of the governor. The member appointed under this clause

must be an individual nominated under subsection (f).

(B) One (1) additional member shall be appointed jointly by the county executive and county fiscal body.

(f) This subsection applies only if the county described in subsection (e) is an eligible county participating in the development authority. The mayor of the largest city in the county described in subsection (e) shall nominate three (3) residents of the county for appointment to the development board. The governor's initial appointment under subsection (e)(2)(A) must be an individual nominated by the mayor. At the expiration of the member's term, the mayor of the second largest city in the county described in subsection (e) shall nominate three (3) residents of the county for appointment to the development board. The governor's second appointment under subsection (e)(2)(A) must be an individual nominated by the mayor. Thereafter, the authority to nominate the three (3) individuals from among whom the governor shall make an appointment under subsection (e)(2)(A) shall alternate between the mayors of the largest and the second largest city in the county at the expiration of a member's term.

(g) An individual or entity required to make an appointment under subsection (b) or nominations under subsection (d) must make the initial appointment before September 1, 2005, or the initial nomination before August 15, 2005. If an individual or entity does not make an initial appointment under subsection (b) before September 1, 2005, or the initial nominations required under subsection (d) before September 1, 2005, the governor shall instead make the initial appointment.

(h) Subsection (i) applies only to municipalities located in a county that:

- (1) has a population of more than one hundred fifty thousand (150,000) but less than one hundred seventy thousand (170,000); and
- (2) was a member of the development authority on January 1, 2009, and subsequently ceases to be a member of the development authority.

(i) If the fiscal bodies of at least two (2) municipalities subject to this subsection adopt ordinances to become members of the development authority, those municipalities shall become members of the development authority. If two (2) or more municipalities become members of the development authority under this subsection, the fiscal bodies of the municipalities that become members of the development authority shall jointly appoint one (1) member of the development board who shall serve in place of the member described in subsection (b)(3). A municipality that becomes a member of the development authority under this subsection is considered an eligible municipality for purposes of this article.

(j) The governor shall appoint four (4) members to the development board as follows:

(1) The initial appointment of one (1) member shall be selected out of a list of three (3) nominations from the county executive of Lake County. The nominations shall be transmitted to the governor not later than July 1, 2020. If the entity does not make the initial nominations by July 1, 2020, the governor shall instead make the initial appointment. After the initial appointment, the governor shall appoint a resident of Lake County.

(2) The initial appointment of one (1) member shall be selected out of a list of three (3) nominations from the county executive of Porter County. The nominations shall be transmitted to the governor not later than July 1, 2020. If the entity does not make the initial nominations by July 1, 2020, the governor shall instead make the initial appointment. After the initial appointment, the governor shall appoint a resident of Porter County.

(3) The initial appointment of one (1) member shall be selected out of a list of three (3) nominations from the

county executive of LaPorte County. The nominations shall be transmitted to the governor not later than July 1, 2020. If the entity does not make the initial nominations by July 1, 2020, the governor shall instead make the initial appointment. After the initial appointment, the governor shall appoint a resident of LaPorte County.

(4) The initial appointment of one (1) member shall be selected out of a list of three (3) nominations from the county executive of St. Joseph County. The nominations shall be transmitted to the governor not later than July 1, 2020. If the entity does not make the initial nominations by July 1, 2020, the governor shall instead make the initial appointment. After the initial appointment, the governor shall appoint a resident of St. Joseph County."

Renumber all SECTIONS consecutively.
(Reference is to HB 1279 as introduced.)
and when so amended that said bill do pass.
Committee Vote: yeas 10, nays 1.

PRESSEL, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Environmental Affairs, to which was referred House Bill 1282, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1282 as introduced.)
Committee Vote: Yeas 7, Nays 4.

WOLKINS, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1283, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17.
Delete page 2.
Page 3, delete lines 1 through 34.
Page 3, line 42, delete "content must provide information" and insert "teacher preparation program should consider using curricula".

Renumber all SECTIONS consecutively.
(Reference is to HB 1283 as introduced.)
and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

BEHNING, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1301, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 9-22-1-4, AS AMENDED BY P.L.157-2017, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 4. (a) Except as provided in subsection (c); (d), the owner of an abandoned vehicle or parts is:

- (1) responsible for the abandonment; and
- (2) liable for all of the costs incidental to the removal,

storage, and disposal;
of the vehicle or the parts under this chapter.

(b) Except as provided in subsection (c), the costs for storage of an abandoned vehicle may not exceed two thousand dollars (\$2,000).

(c) Notwithstanding subsection (b), the costs for storage of an abandoned vehicle that has a gross vehicle weight rating of eleven thousand (11,000) pounds or more may not exceed five thousand dollars (\$5,000).

(c) (d) If an abandoned vehicle is sold by a person who removed, towed, or stored the vehicle, the person who previously owned the vehicle is not responsible for storage fees.

(d) (e) If an abandoned vehicle is sold by a person who removed, towed, or stored the vehicle, and proceeds from the sale of the vehicle covered the removal, towing, sale disposal, and storage expenses, any remaining proceeds from the sale of the vehicle shall be returned as described in this chapter or IC 9-22-6, whichever is applicable."

Renumber all SECTIONS consecutively.
(Reference is to HB 1301 as introduced.)
and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

SULLIVAN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1305, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 4, delete lines 30 through 42.

Delete page 5.

(Reference is to HB 1305 as introduced.)
and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

Behning, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1313, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 6, between lines 29 and 30, begin a new paragraph and insert:

"SECTION 9. IC 33-33-49-14, AS AMENDED BY P.L.142-2007, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 14. (a) Not more than thirty (30) days after taking the oath of office, the judges shall meet and designate four (4) of the judges as the executive committee for administrative purposes. The executive committee shall be selected by a vote of two-thirds (2/3) of the judges sitting at the time the vote is taken. If all vacancies cannot be filled by a two-thirds (2/3) vote, vacancies may be filled by such other method as provided by court rule. The executive committee is responsible for the operation and conduct of the court. The executive committee shall operate and maintain the juvenile detention facilities in the county. A member of the executive committee shall serve in the capacity provided by rules adopted by the court under section 11 of this chapter. A member of the executive committee serves for a term of two (2) years beginning on the date of the member's election. Except for the rotation of the presiding judge as provided in subsection (b), any or all of the members elected to the executive committee may be reelected. Of the four (4) judges elected to the executive committee, not more than two (2) may be members of the same political party.

(b) One (1) of the four (4) judges elected to the executive committee shall be elected as presiding judge, and three (3) of the four (4) judges elected to the executive committee shall be elected as associate presiding judges. Beginning with the election of the executive committee in 2007, a presiding judge may not be elected from the same political party as the presiding judge who served the previous term. Each judge who is a member of the executive committee has an equal vote in all matters pertaining to the business of the court when an action requires a majority vote. If a tie vote occurs, the presiding judge shall cast the tiebreaking vote. Any action taken by the executive committee may be overruled by a vote of two-thirds (2/3) of all the judges sitting at the time the vote is taken. The physical reassignment of a judge to a different courtroom requires a unanimous vote of the executive committee. The executive committee shall assign cases, offices, and courtrooms for trial judges or reassignment of newly filed cases in the interests of the speedy, economical, and uniform disposition of cases. All matters of trial dates, continuances, and subpoenas used for trial shall be determined by the trial judge in accordance with rules of the superior court. The executive committee shall perform other duties as determined by rules of the court.

(c) The court shall, by rules of the court, divide the work of the court into various divisions, including but not limited to the following:

- (1) Civil.
- (2) Criminal.
- (3) ~~Probate.~~ **Family.**
- (4) ~~Juvenile.~~

(d) The work of each division shall be allocated by the rules of the court.

(e) The judges shall be assigned to various divisions or rooms as provided by rules of the court. Whenever possible, an incumbent judge shall be allowed the option of remaining in a particular room or division. Whenever any action of the court is required, the judges of the court shall act in concert, by a vote under section 11 of this chapter. The court shall keep appropriate records of rules, orders, and assignments of the court."

Page 8, after line 1, begin a new paragraph and insert:

"SECTION 11. IC 33-33-49-17 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 17. (a) The court shall hold sessions in:

- (1) the ~~city-county building~~ **community justice campus** in Indianapolis; and
- (2) other places in Marion County as the court determines.

(b) The city-county council shall:

- (1) provide and maintain in the ~~building~~ **community justice campus** and at other places in Marion County as the court may determine suitable and convenient courtrooms for the holding of the court, suitable and convenient jury rooms, and offices for the judges, other court officers and personnel, and other facilities as are necessary; and
- (2) provide all necessary furniture and equipment for rooms and offices of the court."

Renumber all SECTIONS consecutively.

(Reference is to HB 1313 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

MCNAMARA, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Commerce, Small Business and Economic Development, to which was referred House Bill 1331, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1331 as introduced.)

Committee Vote: Yeas 9, Nays 4.

MORRIS, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Environmental Affairs, to which was referred House Bill 1334, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1334 as introduced.)

Committee Vote: Yeas 8, Nays 0.

WOLKINS, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1336, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 16, strike "interactive audio-using".

Page 3, delete lines 21 through 42.

Delete page 4.

(Reference is to HB 1336 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 8, nays 0.

KIRCHHOFFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Environmental Affairs, to which was referred House Bill 1337, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 13-11-2-264.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 264.3. "Water utility", for purposes of IC 13-13-8-16, has the meaning set forth in IC 13-13-8-16(a).**"

Page 1, line 3, after "16." insert "(a) As used in this section, **"water utility" has the meaning set forth in IC 8-1-30.8-4. (b).**"

Page 1, line 4, delete "notification by" and insert **"notification"**.

Page 1, line 5, delete "a responsible party".

Page 1, line 5, delete "(as defined in IC 8-1-30.8-4)".

Page 1, line 6, delete "facility" and insert **"plant"**.

Page 1, line 6, delete "case" and insert **"event"**.

Page 1, line 6, delete "permit".

Page 1, line 7, delete "exceedance that may:" and insert **"release of any substance to a water that may cause a threat to the operation of a water utility or water treatment plant."**

Page 1, delete lines 8 through 10.

Renumber all SECTIONS consecutively.

(Reference is to HB 1337 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

WOLKINS, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1341, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between lines 11 and 12, begin a new line triple block indented and insert:

"(ii) a plan developed under Section 504 of the federal Rehabilitation Act, 29 U.S.C. 794;"

Page 1, line 12, delete "(ii)" and insert "(iii)".

Page 1, line 13, delete "(iii)" and insert "(iv)".

(Reference is to HB 1341 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

BEHNING, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1346, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 15, begin a new paragraph and insert:

"SECTION 1. IC 5-2-6-3, AS AMENDED BY P.L.239-2019, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 3. The institute is established to do the following:

- (1) Evaluate state and local programs associated with:
 - (A) the prevention, detection, and solution of criminal offenses;
 - (B) law enforcement; and
 - (C) the administration of criminal and juvenile justice.
- (2) Participate in statewide collaborative efforts to improve all aspects of law enforcement, juvenile justice, and criminal justice in this state.
- (3) Stimulate criminal and juvenile justice research.
- (4) Develop new methods for the prevention and reduction of crime.
- (5) Prepare applications for funds under the Omnibus Act and the Juvenile Justice Act.
- (6) Administer victim and witness assistance funds.
- (7) Administer the traffic safety functions assigned to the institute under IC 9-27-2.
- (8) Compile and analyze information and disseminate the information to persons who make criminal justice decisions in this state.
- (9) Serve as the criminal justice statistical analysis center for this state.
- (10) Identify grants and other funds that can be used by the department of correction to carry out its responsibilities concerning sex or violent offender registration under IC 11-8-8.
- (11) Administer the application and approval process for designating an area of a consolidated or second class city as a public safety improvement area under IC 36-8-19.5.
- (12) Administer funds for the support of any sexual offense services.
- (13) Administer funds for the support of domestic violence programs.
- (14) Administer funds to support assistance to victims of human sexual trafficking offenses as provided in IC 35-42-3.5-4.
- (15) Administer the domestic violence prevention and treatment fund under IC 5-2-6.7.
- (16) Administer the family violence and victim assistance fund under IC 5-2-6.8.
- (17) Monitor and evaluate criminal code reform under

IC 5-2-6-24.

(18) Administer the enhanced enforcement drug mitigation area fund and pilot program established under IC 5-2-11.5.

(19) Administer the ignition interlock inspection account established under IC 9-30-8-7.

(20) Identify any federal, state, or local grants that can be used to assist in the funding and operation of regional holding facilities under IC 11-12-6.5.

(21) Receive data from sheriffs concerning jail:

(A) populations; and

(B) statistics;

for the purpose of providing jail data to the management performance hub established by IC 4-3-26-8."

Page 2, delete lines 1 through 26.

Page 2, delete lines 29 through 42, begin a new paragraph and insert:

"SECTION 3. IC 33-38-9.5-2, AS AMENDED BY P.L.108-2019, SECTION 240, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 2. (a) The justice reinvestment advisory council is established. The advisory council consists of the following members:

- (1) The executive director of the Indiana public defender council or the executive director's designee.
- (2) The executive director of the Indiana prosecuting attorneys council or the executive director's designee.
- (3) The director of the division of mental health and addiction or the director's designee.
- (4) The president of the Indiana Sheriffs' Association or the president's designee.
- (5) The commissioner of the Indiana department of correction or the commissioner's designee.
- (6) The chief administrative officer of the office of judicial administration or the chief administrative officer's designee.
- (7) The executive director of the Indiana criminal justice institute or the executive director's designee.
- (8) The president of the Indiana Association of Community Corrections Act Counties or the president's designee.
- (9) The president of the Probation Officers Professional Association of Indiana or the president's designee.
- (10) The budget director or the budget director's designee.
- (b) The chief administrative officer of the office of judicial administration shall serve as chairperson of the advisory council.
- (c) The purpose of the advisory council is to conduct a state level review and evaluation of:
 - (1) local corrections programs, including community corrections, county jails, and probation services; ~~and~~
 - (2) the processes used by the department of correction and the division of mental health and addiction in awarding grants; **and**
 - (3) **jail overcrowding to identify a range of possible solutions.**
- (d) The advisory council may make a recommendation to:
 - (1) the department of correction, community corrections advisory boards, and the division of mental health and addiction concerning the award of grants; **and**
 - (2) **the county sheriffs concerning strategies to address jail overcrowding and implementing evidence based practices for reducing recidivism for individuals in county jails.**
- (e) The office of judicial administration shall staff the advisory council.
- (f) The expenses of the advisory council shall be paid by the office of judicial administration from funds appropriated to the office of judicial administration for the administrative costs of the justice reinvestment advisory council.

(g) A member of the advisory council is not entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is, however, entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(h) The affirmative votes of a majority of the voting members appointed to the advisory council are required for the advisory council to take action on any measure.

(i) The advisory council shall meet as necessary to:

- (1) work with the department of correction and the division of mental health and addiction to establish the grant criteria and grant reporting requirements described in subsection (l);
- (2) review grant applications;
- (3) make recommendations and provide feedback to the department of correction and the division of mental health and addiction concerning grants to be awarded;
- (4) review grants awarded by the department of correction and the division of mental health and addiction; and
- (5) suggest areas and programs in which the award of future grants might be beneficial.

(j) The advisory council, in conjunction with the Indiana criminal justice institute, shall jointly issue an annual report under IC 5-2-6-24.

(k) Any entity that receives funds:

- (1) recommended by the advisory council; and
- (2) appropriated by the department of correction;

for the purpose of providing additional treatment or supervision services shall provide the information described in subsection (l) to the department of correction to aid in the compilation of the report described in subsection (j).

(l) The department of correction shall provide the advisory council with the following information:

- (1) The total number of participants, categorized by level of most serious offense, who were served by the entity through funds described in subsection (k).
- (2) The percentage of participants, categorized by level of most serious offense, who completed a treatment program, service, or level of supervision.
- (3) The percentage of participants, categorized by level of most serious offense, who were discharged from a treatment program, service, or level of supervision.
- (4) The percentage of participants, categorized by level of most serious offense, who:

(A) completed a funded treatment program, service, or level of supervision; and

(B) were subsequently committed to the department of correction;

within twenty-four (24) months after completing the funded treatment program, service, or level of supervision.

(5) The percentage of participants, categorized by level of most serious offense, who were:

(A) discharged from a funded treatment program, service, or level of supervision; and

(B) subsequently committed to the department of correction;

within twenty-four (24) months after being discharged from the funded treatment program, service, or level of supervision.

(6) The total number of participants who completed a funded treatment program, service, or level of supervision.

(7) The total number of participants who:

(A) completed a funded treatment program, service, or level of supervision; and

(B) were legally employed.

(8) Any other information relevant to the funding of the entity as described in subsection (k)."

Delete page 3.

Page 4, delete lines 1 through 22.

Page 4, delete lines 41 through 42.

Delete pages 5 through 6.

Renumber all SECTIONS consecutively.

(Reference is to HB 1346 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

McNamara, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1347, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT concerning motor vehicles.

Page 1, delete lines 1 through 12, begin a new paragraph and insert:

"SECTION 1. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "bureau" refers to the bureau of motor vehicles created by IC 9-14-7-1.

(b) The bureau shall submit a report to the legislative council before August 1, 2020, in an electronic format under IC 5-14-6 that recommends to the general assembly any statutory changes that must be enacted to permit the elimination of physical certificates of registration or physical proofs of registration (except for a license plate) for any person applying for registration under IC 9-18.1. The report must include any recommendations for statutory changes that would permit the bureau to issue electronic certificates of registration and electronic proofs of registration.

(c) All other state agencies shall cooperate with the bureau as necessary for the bureau to complete the report required by this SECTION.

(d) This SECTION expires January 1, 2021.

SECTION 2. An emergency is declared for this act."

(Reference is to HB 1347 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 1.

SULLIVAN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Insurance, to which was referred House Bill 1372, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 5-10-8-2.8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 2.8. (a) This section:

(1) applies to local unit public employers and their employees; and

(2) does not apply to public safety employees, surviving spouses, and dependents covered by section 2.2 of this chapter.

(b) A local unit public employer may do the following:

(1) Establish and maintain an individual self-insurance program to provide authorized health care benefits, including:

(A) health care;

(B) prescription drugs;

(C) dental care; and

(D) vision care;
for employees and officers of the local unit.

(2) Establish and maintain a health savings account program under which employees and officers of the local unit may establish and maintain health savings accounts in accordance with Section 223 of the Internal Revenue Code.

A health savings account program established under subdivision (2) may be a part of a self-insurance program established under subdivision (1).

(c) A local unit may use public funds (as defined in IC 5-22-2-23) to:

(1) pay for or fund federally qualified high deductible health plans that are linked to health savings accounts established under subsection (b)(2); or

(2) make contributions to health savings accounts established under subsection (b)(2).

(d) Two (2) or more local units that have established individual self-insurance programs under subsection (b) may agree for their individual self-insurance programs to be administered jointly in a manner specified in the agreement between the local units.

(e) Two (2) or more local units may, under a written agreement between the local units, establish and maintain a joint self-insurance program.

(f) Two (2) or more local units, under a written agreement between the local units, may do the following:

(1) Purchase or contract for the services of providers of medical or health services for employees and officers of the local units.

(2) Purchase policies, enter into contracts, and establish plans of insurance to provide health care benefits for employees and officers of the local units, which may include a health savings account program described in subsection (b)(2).

(g) A local unit public employer may use any of the programs, contracts, policies, or plans authorized under subsections (b) through (f) in any combination.

(h) Any agreement entered into by local units under subsection (d), (e), (f), or (g) must:

(1) be in writing;

(2) comply with the requirements of section 2.9 of this chapter; and

(3) incorporate best practices established in consultation with and approved by the department of administration.

The best practices to be incorporated under subdivision (3) may be reviewed and amended by the local units in consultation with the department of administration. A local unit that enters into an agreement under subsection (d), (e), (f), or (g) shall provide detailed information about the best practices incorporated under subdivision (3) to any employee of the local unit upon the employee's request.

SECTION 2. IC 5-10-8-2.9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 2.9. (a) This section:

(1) applies to local unit public employers and their employees; and

(2) does not apply to public safety employees, surviving spouses, and dependents covered by section 2.2 of this chapter.

(b) The following apply to a self-insurance program established under section 2.8 of this chapter, whether established by a single local unit or by two (2) or more local units acting jointly under section 2.8(e) of this chapter:

(1) The local unit or local units shall reserve for purposes of the individual self-insurance program an amount of public funds (as defined in IC 5-22-2-23) necessary, in the exercise of sound and prudent actuarial judgment, to cover the potential cost of health care benefits for the officers and employees of

the local unit who are provided benefits under the individual self-insurance program.

(2) A local unit shall keep the public funds reserved under subdivision (1) in a special fund established by the local unit or its administrator.

(3) Within ninety (90) days after the last day of each fiscal year of a local unit, the local unit shall issue a financial statement and report concerning the individual self-insurance program that sets forth:

(A) the aggregate amounts reserved under subdivision (1);

(B) the aggregate disbursements made from the funds reserved under subdivision (1);

(C) a written report of a member of the American Academy of Actuaries certifying whether the amounts reserved under subdivision (1):

(i) conform to the requirements of subdivision (1);

(ii) are computed in accordance with accepted loss reserving standards; and

(iii) are fairly stated in accordance with sound loss reserving principles; and

(D) the aggregate of disbursements made for the administration of the individual self-insurance program, including:

(i) claims paid;

(ii) the costs of the legal representation of the local unit or local units; and

(iii) fees paid to consultants.

(4) A financial statement and report issued under subdivision (3) must be:

(A) made available for inspection and copying under IC 5-14-3; and

(B) provided to the auditor of state.

(c) A local unit may allocate the costs of:

(1) an individual self-insurance program established under section 2.8 of this chapter;

(2) insurance purchased under section 2.6 or 2.8 of this chapter; or

(3) both an individual self-insurance program and insurance;

among the funds or accounts established under this section on the basis of relative exposure and loss experience.

(d) A local unit may, without competitive bidding, award a contract to any person for purposes of the administration of an individual self-insurance program established under section 2.8 of this chapter by a single local unit or by two (2) or more local units acting jointly. Before a contract is entered into under this subsection, there must be full, prior, public disclosure of all terms and conditions of the contract, including:

(1) a statement listing all representations made in connection with any possible:

(A) savings; and

(B) losses;

resulting from the contract; and

(2) the potential liability of any local unit or employee of a local unit under the contract;

at a meeting of the executive (as defined in IC 36-1-2-5) of the local unit held not less than one (1) week before the meeting at which the executive of the local unit authorizes the contract.

(e) A local unit that establishes an individual self-insurance program under section 2.8 of this chapter or two (2) or more local units that jointly establish an individual self-insurance program under section 2.8(e) of this chapter shall enter into a contract with a certified public accountant and a member of the American Academy of Actuaries for the preparation of the written report required by subsection (b)(3)(C).

(f) A local unit that establishes an individual

self-insurance program under section 2.8 of this chapter may allocate the costs of funding the program among the funds or accounts established under this section.

(g) Two (2) or more local units that jointly establish a self-insurance program under section 2.8(e) of this chapter may allocate the costs of funding the program among the funds or accounts that are established by the local units under this section on the basis of the relative exposure and loss experience of the local units.

(h) Two (2) or more local units may authorize the establishment and maintenance of a joint health care cost containment program that includes the employment of:

- (1) risk managers or an administrator;
- (2) health care cost containment specialists; and
- (3) consultants;

for the purpose of preventing and reducing health care costs covered under section 2.6 or 2.8 of this chapter or this section by insurance, an individual self-insurance program, or a joint self-insurance program.

(i) A local unit that, with one (1) or more other local units, jointly establishes a self-insurance program under section 2.8(e) of this chapter is not liable in connection with the joint self-insurance program for any amount exceeding the amounts payable under the written agreement under which the joint self-insurance program was established. A local unit that enters into a written agreement establishing a joint self-insurance program under section 2.8(e) of this chapter may, to the extent permitted under the written agreement, assume the risks of any other local unit. A joint self-insurance program established under section 2.8(e) of this chapter:

- (1) is deemed a separate legal entity for the public purpose of enabling the local units to obtain insurance or to provide for a formalized, jointly administered self-insurance fund providing coverage for the officers and employees of the local units of the joint self-insurance program; and
- (2) is exempt from all state and local taxes.

(j) A local unit:

- (1) may issue:
 - (A) general obligation bonds; or
 - (B) special obligation bonds that are not payable from real or personal property taxes; and
- (2) may also issue notes in anticipation of bonds issued under subdivision (1);

pursuant to an ordinance or resolution of the legislative body (as defined in IC 36-1-2-9) of the local unit for the purpose of providing funds to pay expenses associated with the settlement of claims, whether by way of a reserve or otherwise, and to pay the local unit's portion of the cost of establishing and maintaining an individual self-insurance program or joint self-insurance program or to provide for the reserve in the special fund authorized by subsection (b)(2).

(k) A joint self-insurance program established under section 2.8(e) of this chapter is not an insurance company. The operation of a joint self-insurance program established under section 2.8(e) of this chapter does not constitute engaging in an insurance business and is not subject to IC 27 or the rules adopted under IC 27.

(l) If:

- (1) a local unit terminates its participation in a joint self-insurance program established under section 2.8(e) of this chapter; and
- (2) the local unit has accumulated funds in the reserves of the joint self-insurance program for incurred but not reported claims;

the joint self-insurance program shall pay the run-off expenses of the local unit terminating its participation in the joint self-insurance program. The run-off payment, at minimum, shall be limited to an actuarially determined cap

or sixty (60) days, whichever is reached first. However, this subsection does not apply during the term of a specific, separate agreement under which the local unit is entitled to maintain its participation in the joint self-insurance program for a specified period, which may not exceed three (3) years.

(m) A local unit may, under section 2.6 of this chapter, procure group life insurance for its officers and employees in conjunction with providing coverage under an individual self-insurance program or joint self-insurance program under section 2.8 of this chapter and this section. However, a local unit may not provide group life insurance on a self-insured basis under this subsection.

SECTION 3. IC 16-31-1-4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 4. (a) As used in this section, "covered individual" means an individual who is entitled to be provided health care services at a cost established according to a network plan.

(b) As used in this section, "facility" means an institution in which health care services are provided to individuals. The term includes:

- (1) hospitals and other licensed ambulatory surgical centers; and
- (2) ambulatory outpatient surgical centers.

(c) As used in this section, "in network facility" means a facility that is required under a network plan to provide health care services to covered individuals at not more than a preestablished rate or amount of compensation.

(d) As used in this section, "network plan" means a plan under which providers of health care services are required by contract to provide health care services to covered individuals at not more than a preestablished rate or amount of compensation.

(e) A provider of ambulance service that transports a covered individual in an ambulance:

- (1) to an in network facility; or
- (2) from an in network facility to a facility that is not an in network facility;

shall not charge more for the transportation of the covered individual than the amount allowed by the maximum rate or amount established for ambulance transportation by the network plan applying to the covered individual's coverage, regardless of whether the provider of ambulance service to the covered individual is a party to the network plan."

Page 37, between lines 18 and 19, begin a new paragraph and insert:

"SECTION 7. IC 27-1-25-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 7. All claims paid by an administrator from funds collected on behalf of an insurer shall ~~only~~ be paid: ~~on~~

- (1) by ~~drafts~~ **draft or checks check;** or
- (2) **via electronic payment;**

as authorized by the insurer.

SECTION 8. IC 27-1-28-15, AS ADDED BY P.L.11-2011, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 15. (a) Except as provided in section 16 of this chapter **and in subsection (e)**, an individual who applies for an independent adjuster license under this chapter must pass a written examination that is:

- (1) developed and conducted according to rules adopted by the commissioner under IC 4-22-2; and
- (2) intended to test the knowledge of the individual concerning:

- (A) the lines of authority in which the individual has applied for licensing under this chapter;
- (B) the duties and responsibilities of an independent adjuster; and
- (C) Indiana insurance law.

(b) The commissioner may contract with a nongovernmental

entity to administer the written examination required by this section.

(c) An individual described in subsection (a) shall remit, with the application to take the written examination required by this section, a nonrefundable examination fee in an amount set by the commissioner or the organization administering the examination.

(d) If an individual:

(1) fails to appear for or to pass an examination; and

(2) desires to reschedule the examination;

the individual shall reapply for the written examination and remit all fees and forms before scheduling an examination date.

(e) An individual who holds a current claims certification issued by a national or state claims association whose certification program includes:

(1) a precertification course for new adjusters that is approved by the department;

(2) an examination for new adjusters that is approved by the department; and

(3) a continuing education program that is approved by the department;

is not required to complete a preclicensing course described in section 12(b)(5) of this chapter or pass a written examination described in subsection (a) to be issued an independent adjuster license under this chapter.

SECTION 9. IC 27-1-28-16, AS ADDED BY P.L.11-2011, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 16. (a) An individual who applies for an independent adjuster license under this chapter and who:

(1) possesses an independent adjuster license for the same line of authority in which the individual has applied for licensing under this chapter in a state in which a preclicensing independent adjuster licensure examination is required;

(2) possessed an independent adjuster license that:

(A) was for the same line of authority in which the individual has applied for licensing under this chapter in a state in which a preclicensing independent adjuster licensure examination is required; and

(B) expired less than ninety (90) days before the date the commissioner receives the application; or

(3) provides proof from contracting insurers that the individual has participated in claims adjudication in the same line of authority during the five (5) years immediately preceding the date of application;

is not required to complete a preclicensing course as described in section 12(b)(5) of this chapter or pass a written examination under section 15 of this chapter before being licensed under this chapter.

(b) An applicant who meets the criteria set forth in subsection (a)(1) or (a)(2) must provide certification from the other state that the applicant's independent adjuster license:

(1) is currently in good standing; or

(2) was in good standing at the time of expiration.

(c) A person:

(1) that: who:

(A) is licensed as an independent adjuster in another state where a preclicensing independent adjuster licensure examination is required;

(B) establishes legal residency in Indiana; and

(C) applies for a resident independent adjuster license under this chapter less than ninety (90) days after the person establishes legal residency in Indiana; or

(2) who holds a current claims certification issued by a national or state claims association whose certification program includes:

(A) a precertification course for new adjusters that is approved by the department;

(B) an examination for new adjusters that is approved by the department; and

(C) a continuing education program that is approved by the department;

is not required to complete a preclicensing course as described in section 12(b)(5) of this chapter or pass a written examination under section 15 of this chapter before being licensed under this chapter.

SECTION 10. IC 27-1-28-19, AS ADDED BY P.L.11-2011, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 19. (a) Except as provided in subsection (b), an individual who holds a license under this chapter shall, every two (2) years, satisfactorily complete a minimum of twenty-four (24) hours of continuing education courses and report the completion of the courses to the commissioner.

(b) This section does not apply to the following:

(1) An individual who is licensed for less than twelve (12) months before the end of the applicable continuing education biennium.

(2) A licensed nonresident independent adjuster who has met the continuing education requirements of the licensed nonresident independent adjuster's designated home state.

(3) An individual holding a current claims certification if:

(A) the claims certification is issued by a national or state claims association whose certification program is approved by the department for purposes of this section;

(B) the number of hours of study required to complete the certification program described in clause (A) is not less than the number of hours of continuing education that an individual is required to complete every two (2) years under subsection (a);

(C) the content of the certification program described in clause (A):

(i) includes the content of the preclicensing course of study required by section 12(b)(5) of this chapter for the line of authority in which the individual has applied for or obtained licensing under this chapter; and

(ii) is made available for review and audit by the commissioner through an electronic portal maintained by the association;

(D) the claims association referred to in clause (A) is approved as a continuing education provider in Indiana;

(E) the claims association referred to in clause (A) reports the individual's completion of the certification program described in clause (A) to the commissioner through an electronic portal maintained by the commissioner; and

(F) the association, through an electronic portal maintained by the association, provides the commissioner access to the individual's transcript showing the individual's completion of the certification program described in clause (A).

SECTION 11. IC 27-1-46 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]:

Chapter 46. Coverage of Emergency Services

Sec. 1. As used in this chapter, "covered individual" means an individual entitled to coverage under a health insurance plan.

Sec. 2. As used in this chapter, "emergency services" has the meaning set forth in 45 CFR 147.138(b)(4)(ii) as in effect on January 1, 2020.

Sec. 3. As used in this chapter, "facility" means an institution in which health care services are provided to individuals. The term includes:

(1) hospitals and other licensed ambulatory surgical centers; and

(2) ambulatory outpatient surgical centers.

Sec. 4. As used in this chapter, "health insurance plan" means any:

(1) policy of accident and sickness insurance (as described in IC 27-8-5-1), whether written on an individual basis, a group basis, a franchise basis, or a blanket basis or under a preferred provider plan (as defined in IC 27-8-11-1); or

(2) group contract (as defined in IC 27-13-1-16) or individual contract (as defined in IC 27-13-1-21) through which a health maintenance organization furnishes health care services.

Sec. 5. As used in this chapter, "in network provider" means a provider that is required under a network plan to provide health care services to covered individuals at not more than a preestablished rate or amount of compensation.

Sec. 6. As used in this chapter, "network plan" means a plan under which providers are required by contract to provide health care services to covered individuals at not more than a preestablished rate or amount of compensation.

Sec. 7. For the purposes of this chapter, emergency services are "provided out of network" if the provider that provides the emergency services is not an in network provider with respect to the network plan applying to the health insurance plan under which the covered individual receiving the emergency services is covered.

Sec. 8. As used in this chapter, "practitioner" means the following:

(1) An individual licensed under IC 25 who provides professional health care services to individuals in a facility.

(2) An organization:

(A) that consists of practitioners described in subdivision (1); and

(B) through which practitioners described in subdivision (1) provide health care services.

(3) An entity that:

(A) is not a facility; and

(B) employs practitioners described in subdivision (1) to provide health care services.

Sec. 9. As used in this chapter, "provider" means:

(1) a facility; or

(2) a practitioner.

Sec. 10. If a health insurance plan provides coverage of emergency services, the coverage must be consistent with the following:

(1) The coverage must not require any prior authorization determination, even if the emergency services are provided out of network.

(2) The coverage must be provided without regard to whether the provider furnishing the emergency services is an in network provider.

(3) If the emergency services are provided out of network, the coverage must not impose any administrative requirement or limitation on coverage that is more restrictive than the requirements or limitations that apply under the health insurance plan to emergency services received from in network providers.

(4) A covered individual who receives emergency services provided out of network shall not be required to pay more for the emergency services than:

(A) the amount of compensation that would be allowed according to the preestablished rate or amount of compensation established by the network plan for emergency services that are:

(i) of the type provided to the covered individual; and

(ii) provided by an in network provider of the same type as the provider that provided the emergency services to the covered individual; minus

(B) any copayment, deductible, or coinsurance amounts applicable to the emergency services under the coverage provided to the covered individual by the health insurance plan."

Page 39, line 5, delete "is:" and insert "is described in either of the following subdivisions:".

Page 39, line 6, delete "any" and insert "Any".

Page 39, line 7, delete "used" and insert "used, in combination with any one (1) or more of the following data elements,".

Page 39, line 8, delete "consumer; or" and insert "consumer:

(A) Social Security number.

(B) Driver's license number or nondriver identification card number.

(C) Financial account number, credit card number, or debit card number.

(D) Any security code, access code, or password that would permit access to a consumer's financial account.

(E) Biometric records."

Page 39, line 9, after "(2)" delete "any" and insert "Any".

Page 41, line 27, delete "person" and insert "employees".

Page 43, line 10, delete "February" and insert "April".

Page 49, between lines 10 and 11, begin a new paragraph and insert:

"(d) A licensee shall be considered to have complied with sections 16 through 20 of this chapter if:

(1) the licensee is affiliated with a depository institution that maintains an information security program in compliance with the Interagency Guidelines Establishing Standards for Safeguarding Customer Information adopted under Sections 501 and 505(b) of the Gramm-Leach-Bliley Act (15 U.S.C. 6801 and 6805(b)); and

(2) upon request, the licensee produces documentation satisfactory to the commissioner that independently validates the depository institution's adoption of an information security program that satisfies the Guidelines referred to in subdivision (1)."

Page 49, line 11, delete "(d)" and insert "(e)".

Page 49, line 12, delete "or (c)," and insert "(c), or (d)."

Renumber all SECTIONS consecutively.

(Reference is to HB 1372 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

Carbaugh, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Environmental Affairs, to which was referred House Bill 1403, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 16 through 17.

Page 2, delete lines 1 through 5.

Renumber all SECTIONS consecutively.

(Reference is to HB 1403 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

WOLKINS, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Utilities, Energy and Telecommunications, to which was referred House Bill 1414, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 8-1-8.5-11 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 11. (a) As used in this section, "annual availability factor", with respect to a reliable capacity resource, means the number of hours the reliable capacity resource is able to produce electricity in a calendar year divided by the number of hours in the calendar year.

(b) As used in this section, "annual capacity factor", with respect to a reliable capacity resource, means the product of:

(1) the annual electric generation in megawatt hours of the reliable capacity resource divided by the number of hours in the calendar year; multiplied by

(2) the reliable capacity resource's nameplate capacity.

(c) As used in this section, "legacy generation resource" means an electric generating facility owned directly or indirectly by a corporation that was formed for the original purpose of providing power to the federal government for use in the nation's defense or in furtherance of national interests, including the Ohio Valley Electric Corporation.

(d) As used in this section, "reliable capacity resource" means an electric generating unit:

(1) that is located in Indiana;

(2) the capacity of which is valued by a regional transmission organization at a minimum of eighty percent (80%) of the unit's nameplate capacity; and

(3) that maintains an annual average onsite fuel inventory of at least thirty (30) days of average fuel consumption.

(e) The general assembly finds that it is in the public interest to support the reliability, availability, fuel security, and diversity of electric generating capacity in Indiana for the purpose of providing reliable and stable electric service to customers of public utilities.

(f) A public utility that owns and operates a reliable capacity resource shall operate and maintain the unit in a manner reasonably intended to secure the availability of the unit for dispatch and for providing reliable service to customers of the public utility.

(g) The commission may authorize a public utility that operates during a given calendar year a reliable capacity resource with:

(1) an annual availability factor of at least seventy percent (70%); and

(2) an annual capacity factor of at least fifty percent (50%);

to receive an additional one hundred (100) basis points of return on the investment in the unit, as determined in the public utility's most recent base rate case. The additional return on investment may be requested by the public utility annually in a fuel adjustment charge proceeding under IC 8-1-2-42 during the subsequent calendar year. Any additional return on investment authorized under this subsection shall be excluded from the calculation required under IC 8-1-2-42(d)(3).

(h) A public utility may not terminate a power agreement with a legacy generation resource in which the public utility has an ownership interest unless the public utility provides the commission with at least three (3) years advance notice of the termination. The commission shall determine the reasonable costs incurred by the public utility under the

power agreement and allow the public utility to recover those costs in a fuel adjustment charge proceeding under IC 8-1-2-42. For purposes of this subsection, a public utility's reasonable costs related to a legacy generation resource means those costs, including deferred costs, allocated under a power agreement approved by the Federal Energy Regulatory Commission and relating to a legacy generation resource.

(i) A public utility shall provide the commission with at least six (6) months advance notice of the public utility's intention to retire, sell, or transfer a reliable capacity resource with a capacity exceeding eighty (80) megawatts if such intention is not set forth in the public utility's most recent integrated resource plan. The public utility shall provide the reasons for the proposed retirement, sale, or transfer in the notice required under this subsection.

(j) A public utility may not retire, sell, or transfer an electric generation facility having a capacity of at least eighty (80) megawatts unless the public utility first obtains from the commission a determination that the public convenience and necessity will be served by the planned retirement, sale, or transfer. The public utility may apply to the commission for a determination under this subsection at any time before the planned retirement, sale, or transfer. The commission shall issue its determination under this subsection not later than one hundred twenty (120) days after receipt of the public utility's request. If the commission determines that the public convenience and necessity will not be served by the planned action, the public utility may submit a new request under this subsection not earlier than one hundred eighty (180) days after the commission's most recent determination under this subsection.

(k) If a public utility that seeks to retire, sell, or transfer an electric generating facility under subsection (j) cites a federal mandate as the basis, in whole or in part, for the planned retirement, sale, or transfer of the facility, the commission may not consider the cited federal mandate in making the commission's required determination under subsection (j) unless the cited federal mandate:

(1) is in force;

(2) has not expired or been revoked; and

(3) is not merely anticipated to be enacted;

at the time of the public utility's petition under subsection (j).

(l) A public utility is entitled to recover in a fuel adjustment charge proceeding under IC 8-1-2-42 the cost of not more than ninety (90) days of reserve fuel supply, with up to sixty (60) days of such reserve stored at any location that provides availability of the fuel supply upon not more than forty-eight (48) hours notice. Costs associated with a reserve fuel supply described in this subsection shall be considered reasonable by the commission, and are eligible for recovery in the public utility's fuel charge, if the commission finds that the public utility has otherwise made every reasonable effort to acquire the reserve supply at the lowest cost reasonably possible, giving due regard to considerations of fuel assurance, fuel security, and reliability with respect to the electricity supplied by the public utility to its customers and the wholesale market.

(m) This section expires July 1, 2021.

SECTION 2. An emergency is declared for this act.

(Reference is to HB 1414 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 4.

SOLIDAY, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Government and Regulatory Reform, to which was referred House Bill 1419, has

had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 3, line 40, delete "thirty (30)" and insert "**thirty-two (32)**".

Page 4, line 10, delete "." and insert "**or the president's designee.**".

Page 4, line 11, delete "." and insert "**or the president's designee.**".

Page 4, between lines 20 and 21, begin a new line block indented and insert:

"(13) A member representing the Indiana Chamber of Commerce, selected by the Indiana Chamber of Commerce and appointed by the governor.

(14) A member representing the Indiana Manufacturers Association, selected by the Indiana Manufacturers Association and appointed by the governor."

Page 4, line 21, delete "(13)" and insert "**(15)**".

Page 4, line 24, delete "(14)" and insert "**(16)**".

Page 4, line 26, delete "(15)" and insert "**(17)**".

Page 4, line 28, delete "(16)" and insert "**(18)**".

Page 4, line 30, delete "(17)" and insert "**(19)**".

Page 4, line 34, delete "(18)" and insert "**(20)**".

Page 4, line 36, delete "(19)" and insert "**(21)**".

Page 4, line 39, delete "(20)" and insert "**(22)**".

Page 4, line 41, delete "(21)" and insert "**(23)**".

Page 5, line 1, after "employees." insert "**One (1) member shall be appointed under this subdivision in consultation with the Indiana Technology and Innovation Association. The member shall be appointed to fill the first vacancy in the membership under this subdivision that occurs after June 30, 2020."**

Page 5, line 2, delete "(22)" and insert "**(24)**".

Page 5, line 3, delete "(23)" and insert "**(25)**".

Page 5, line 4, delete "(24)" and insert "**(26)**".

Page 5, line 7, delete "(25)" and insert "**(27)**".

Page 5, line 11, delete "(26)" and insert "**(28)**".

Page 5, line 15, delete "(27)" and insert "**(29)**".

Page 5, line 17, delete "(a)(13)" and insert "**(a)(15)**".

Page 5, line 18, delete "(a)(21)" and insert "**(a)(23)**".

(Reference is to HB 1419 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

PRESSEL, Chair

Report adopted.

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 14

Representatives Abbott and Prescott introduced House Concurrent Resolution 14:

A CONCURRENT RESOLUTION honoring and recognizing the 2018 to 2019 winners of the Student Soybean Product Innovation Competition.

Whereas, The Indiana Soybean Alliance and Purdue University sponsor a yearly competition encouraging Purdue students to develop novel applications for soybeans that meet a market need;

Whereas, Team Stroy received the 2018 to 2019 honors and a \$20,000 prize for their biodegradable and environmentally friendly drinking straws;

Whereas, Team Stroy developed soy-based straws, which offer the consistency of a plastic straw, but will outperform commercialized alternative paper straws in quality, price, and material;

Whereas, Team Stroy includes: Morgan Malm, a graduate research assistant pursuing a doctoral degree in food science; Natalie Stephenson, a recent graduate with a bachelor of science degree in marketing and concentration in data analytics; and Ruth Zhong, a recent graduate with a bachelor of science degree in electrical engineering; and

Whereas, The use of soybean-based straws, developed by these young women, in restaurants across Indiana may increase demand for soybeans, generate Hoosier jobs, and improve the overall agricultural economy: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:

SECTION 1. That the Indiana General Assembly recognizes Morgan Malm of Fort Wayne, Natalie Stephenson of Fairland, and Ruth Zhong of Carmel for their product innovation based on soybeans.

SECTION 2. That the Indiana General Assembly congratulates Team Stroy on winning the Student Soybean Product Innovation Competition sponsored by the Indiana Soybean Alliance and Purdue University.

SECTION 3. That the Principal Clerk of the House of Representatives shall transmit copies of this resolution to the office of State Representative David Abbott for distribution.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Glick.

HOUSE BILLS ON SECOND READING

House Bill 1059

Representative Miller called down House Bill 1059 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1059-1)

Mr. Speaker: I move that House Bill 1059 be amended to read as follows:

Page 1, delete lines 1 through 16.

Delete page 2.

Page 3, delete lines 1 through 11.

Page 3, line 12, delete "IC 6-2.5-2-6" and insert "IC 6-2.5-10-7".

Page 3, line 14, delete "6" and insert "7".

Page 3, line 18, delete "section 5(d) of this chapter." and insert "**subsection (d) of SECTION 1 of House Bill 1059-2020, as introduced.**".

Page 4, delete lines 34 through 42.

Delete page 5.

Renumber all SECTIONS consecutively.

(Reference is to HB 1059 as printed January 21, 2020.)

PORTER

Motion failed.

HOUSE MOTION (Amendment 1059-2)

Mr. Speaker: I move that House Bill 1059 be amended to read as follows:

Page 5, between lines 5 and 6, begin a new paragraph and insert:

"SECTION 4. IC 6-3-3-11 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2021]: **Sec. 11. (a) Each taxable year, an individual who is eligible to claim the federal child and dependent care tax credit under Section 21 of the Internal Revenue Code is entitled to a credit against the individual's (and the individual's spouse's in the case of a joint return) adjusted gross income tax liability equal to:**

(1) the allowable amount of the federal child and dependent care tax credit that the taxpayer claimed on the taxpayer's federal income tax return for the taxable year under Section 21 of the Internal Revenue Code; multiplied by

(2) the following percentage:

(A) If the adjusted gross income of the individual, and the individual's spouse in the case of a joint return, is forty thousand dollars (\$40,000) or less, one hundred percent (100%).

(B) If the adjusted gross income of the individual, and the individual's spouse in the case of a joint return, is greater than forty thousand dollars (\$40,000) and not more than sixty thousand dollars (\$60,000), seventy-five percent (75%).

(C) If the adjusted gross income of the individual, and the individual's spouse in the case of a joint return, is greater than sixty thousand dollars (\$60,000) and not more than eighty thousand dollars (\$80,000), fifty percent (50%).

(D) If the adjusted gross income of the individual, and the individual's spouse in the case of a joint return, is greater than eighty thousand dollars (\$80,000) and not more than one hundred thousand dollars (\$100,000), twenty-five percent (25%).

If the adjusted gross income of the individual, and the individual's spouse in the case of a joint return, is greater than one hundred thousand dollars (\$100,000), the individual is not entitled to a credit against the individual's adjusted gross income tax liability.

(b) If the credit provided by this section exceeds the amount of the taxpayer's adjusted gross income tax liability for the taxable year, reduced by the sum of all credits for the taxable year that are applied before the application of the credit provided by this section, the excess shall be refunded to the taxpayer."

Page 5, after line 21, begin a new paragraph and insert:

"SECTION 6. [EFFECTIVE JANUARY 1, 2021] (a) IC 6-3-3-11, as added by this act, applies to taxable years beginning after December 31, 2020.

(b) This SECTION expires June 30, 2023."

Renumber all SECTIONS consecutively.

(Reference is to HB 1059 as printed January 21, 2020.)

PORTER

Representative Leonard rose to a point of order, citing Rule 80, stating that the motion was not germane to the bill. The Speaker ruled the point was well taken and the motion was out of order.

HOUSE MOTION (Amendment 1059-3)

Mr. Speaker: I move that House Bill 1059 be amended to read as follows:

Page 4, between lines 33 and 34, begin a new paragraph and insert:

"SECTION 1. IC 6-2.5-5-55 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 55. (a) As used in this section, "breastfeeding items" means breast pumps, breast pump kits, breast pump repair and replacement parts, and breast pump collection and storage supplies.

(b) Sales of breastfeeding items are exempt from the state gross retail tax."

Page 5, between lines 5 and 6, begin a new paragraph and insert: "SECTION 2. [EFFECTIVE JULY 1, 2020] (a) IC 6-2.5-5-55, as added by this act, applies only to retail transactions occurring after June 30, 2020.

(b) Except as provided in subsection (c), a retail transaction is considered to have occurred after June 30,

2020, if the property whose transfer constitutes selling at retail is delivered to the purchaser or to the place of delivery designated by the purchaser after June 30, 2020.

(c) Notwithstanding the delivery of the property constituting selling at retail after June 30, 2020, a transaction is considered to have occurred before July 1, 2020, to the extent that:

(1) the agreement of the parties to the transaction is entered into before July 1, 2020; and

(2) payment for the property furnished in the transaction is made before July 1, 2020.

(d) This SECTION expires January 1, 2023."

Renumber all SECTIONS consecutively.

(Reference is to HB 1059 as printed January 21, 2020.)

MACER

Upon request of Representatives Macer and GiaQuinta, the Speaker ordered the roll of the House to be called. Roll Call 40: yeas 41, nays 51. Motion failed. The bill was ordered engrossed.

House Bill 1176

Representative Clere called down House Bill 1176 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1249

Representative Summers called down House Bill 1249 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

ENGROSSED HOUSE BILLS ON THIRD READING

Engrossed House Bill 1009

Representative Goodrich called down Engrossed House Bill 1009 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 41: yeas 94, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Messmer.

Engrossed House Bill 1077

Representative Zent called down Engrossed House Bill 1077 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 42: yeas 92, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Perfect.

Engrossed House Bill 1091

Representative Cook called down Engrossed House Bill 1091 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 43: yeas 96, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the

act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Kruse.

Engrossed House Bill 1094

Representative Ziemke called down Engrossed House Bill 1094 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 44: yeas 94, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Glick.

Engrossed House Bill 1104

Representative Clere called down Engrossed House Bill 1104 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 45: yeas 95, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Garten, Messmer, Rogers and Taylor.

Engrossed House Bill 1109

Representative Lehman called down Engrossed House Bill 1109 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning trade regulation.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 46: yeas 95, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Walker.

Engrossed House Bill 1119

Representative Lehe called down Engrossed House Bill 1119 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 47: yeas 95, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Leising.

Representative Davisson, who had been present, is now excused.

Engrossed House Bill 1120

Representative Steuerwald called down Engrossed House Bill 1120 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

The bill was read a third time by sections and placed upon its

passage. The question was, Shall the bill pass?

Roll Call 48: yeas 94, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Koch, Young, Gaskill and Taylor.

Engrossed House Bill 1129

Representative Lauer called down Engrossed House Bill 1129 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning health.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 49: yeas 95, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Brown, Walker, Bohacek and Tomes.

Engrossed House Bill 1157

Representative Hatfield called down Engrossed House Bill 1157 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 50: yeas 93, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senator Tallian and Freeman.

Engrossed House Bill 1166

Representative Mayfield called down Engrossed House Bill 1166 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 51: yeas 93, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Niemeyer and Tomes.

Representatives Lauer and Wesco, who had been present, are now excused.

Engrossed House Bill 1209

Representative Kirchhofer called down Engrossed House Bill 1209 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 52: yeas 93, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Crider.

Engrossed House Bill 1210

Representative Zent called down Engrossed House Bill 1210 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning health.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 53: yeas 92, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Charbonneau.

Engrossed House Bill 1224

Representative McNamara called down Engrossed House Bill 1224 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 54: yeas 91, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Crider.

Engrossed House Bill 1309

Representative Wolkins called down Engrossed House Bill 1309 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 55: yeas 91, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Messmer.

Engrossed House Bill 1330

Representative Hamilton called down Engrossed House Bill 1330 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 56: yeas 91, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Busch.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1060, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 17, delete "subdivision before" and insert "**subdivision.**".

Page 2, delete line 1, begin a new line block indented and insert:

"(6) A structure that is located on the property of a state educational institution (as defined in IC 21-7-13-32)."

Page 2, delete lines 2 through 7, begin a new paragraph and insert:

"(b) As used in this section, "state building code" refers to the code adopted by the commission that applies to the construction or maintenance of a Class 1 or Class 2 structure."

Page 2, line 8, delete "provision and except as" and insert "**provision.**".

Page 2, line 9, delete "provided in subsection (f),".

Page 2, line 16, delete "a national" and insert "**the state building**".

Page 2, line 17, delete "provision and except as" and insert "**provision.**".

Page 2, line 18, delete "provided in subsection (f),".

Page 2, line 25, delete "in a" and insert "**in**".

Page 2, line 26, delete "national" and insert "**the state building**".

Page 2, delete lines 32 through 36.

Page 2, line 37, delete "(g)" and insert "**(f)**".

Page 2, line 41, delete "(h)" and insert "**(g)**".

Delete pages 3 through 4.

(Reference is to HB 1060 as introduced.)
and when so amended that said bill do pass.

Committee Vote: yeas 8, nays 5.

Zent, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Elections and Apportionment, to which was referred House Bill 1147, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete line 9, begin a new line single block indented and insert:

"(2) A city with a population of less than three thousand five hundred (3,500)."

(Reference is to HB 1147 as introduced.)
and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 0.

WESCO, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Elections and Apportionment, to which was referred House Bill 1222, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 3, delete lines 34 through 39.

Page 4, delete lines 36 through 42.

Page 5, delete lines 1 through 37.

Page 19, between lines 30 and 31, begin a new paragraph and insert:

"SECTION 32. IC 3-11-1.5-3.1, AS ADDED BY P.L.278-2019, SECTION 51, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 3.1. (a) Except as provided in subsection (b), after June 30, 2019, a county may not establish a precinct under this chapter so that any precinct has less than six hundred (600) active voters.

(b) A county may establish a precinct having less than six hundred (600) active voters if ~~either~~ **any** of the following apply:

(1) The precinct to be established would consist of an entire:

(A) county commissioner district;

(B) county council district;

(C) township;

(D) city;

(E) town;

(F) city common council district; or

(G) town council district.

(2) Establishing the precinct is required so that a boundary of a governmental entity or election district described in section 4 of this chapter is not crossed.

(3) This subdivision only applies to the establishment of precincts necessary because of the annexation of territory into a municipality. If a precinct is divided to assign some of the territory of the precinct to a municipality because of an annexation, any part of the divided precinct may form a separate precinct that does not comply with the requirement of subsection (a).

SECTION 33. IC 3-11-1.5-3.2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 3.2. (a) A county executive may file a petition with the election division requesting the commission to waive the requirements imposed by section 3 **or 3.1(a)** of this chapter. The petition must:

- (1) identify each precinct to be subject to the waiver;
- (2) state the number of voters that would be included in each precinct described in subdivision (1) if the waiver is granted; and
- (3) state the reasons why the waiver should be granted.

(b) If the commission determines that compliance with the requirements of section 3 **or 3.1(a)** of this chapter would result in unnecessary expense and inconvenience for the county, the commission may grant a waiver exempting some or all of the precincts identified in the petition from section 3 **or 3.1(a)** of this chapter.

(c) A waiver granted for a precinct under this section expires when the county executive submits a subsequent proposed precinct establishment order for that precinct."

Page 20, between lines 28 and 29, begin a new paragraph and insert:

"SECTION 36. IC 3-11-18.1-3, AS AMENDED BY P.L.170-2019, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2021]: Sec. 3. (a) A county must comply with this section to become a vote center county.

(b) As used in this section, "board" refers to any of the following:

- (1) The county election board.
- (2) The board of elections and registration.

(c) The board shall hold a public hearing to present a draft plan for administration of vote centers in the county.

(d) After presentation of the draft plan under subsection (c), the board shall accept written public comments on the draft plan.

(e) At least thirty (30) days after the hearing held under subsection (c), the board shall hold a public hearing to consider the following:

- (1) The draft plan.
- (2) The written public comments.
- (3) Any other public comment that the board may permit on the draft plan.

(f) After consideration of the draft plan and the public comments, the board may do the following:

- (1) Adopt an order approving the draft plan.
- (2) Amend the draft plan and adopt an order approving the amended draft plan.

Subject to section 16 of this chapter, the board may adopt the order to approve a plan only by a unanimous vote of the entire membership of the board.

~~(g) All members of the board must sign the order adopting the plan.~~

~~(h)~~ **(g)** The order and the adopted plan must be filed with the election division and must include a copy of:

- (1) a resolution adopted by the county executive; and
- (2) a resolution adopted by the county fiscal body; approving the designation of the county as a vote center county."

Page 21, between lines 3 and 4, begin a new paragraph and

insert:

"SECTION 38. IC 3-11-18.1-8, AS AMENDED BY P.L.258-2013, SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2021]: Sec. 8. (a) Except as provided in subsection (b), the designation of a county as a vote center county takes effect immediately upon the filing of the order with the election division, unless otherwise specified by the county election board.

(b) An order filed with the election division during the final sixty (60) days before an election becomes effective on the day following the election.

(c) **Subject to section 16 of this chapter**, the designation of a county as a vote center county remains in effect until the county election board, by unanimous vote of its entire membership:

- (1) rescinds the order designating the county as a vote center county; and
- (2) files a copy of the document rescinding the order with the election division."

Page 21, between lines 14 and 15, begin a new paragraph and insert:

"SECTION 40. IC 3-11-18.1-15, AS AMENDED BY P.L.170-2019, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2021]: Sec. 15. (a) A county may amend a plan adopted with a county election board's order under section 3 of this chapter.

(b) For a county to amend its plan:

- (1) **subject to section 16 of this chapter**, the county election board or board of elections and registration, by unanimous vote of the entire membership of the board, must approve the plan amendment;

~~(2) all members of the board must sign the amendment;~~

~~and~~

~~(3)~~ **(2)** the amendment must be filed with the election division.

(c) A plan amendment takes effect immediately upon filing with the election division, unless otherwise specified by the county election board.

SECTION 41. IC 3-11-18.1-16 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2021]: **Sec. 16. (a) This section applies to the adoption, rescission, or amendment of a vote center plan under this chapter.**

(b) Notwithstanding section 3, 8, or 15 of this chapter, the adoption, rescission, or amendment of a vote center plan may be done if both of the following apply:

(1) A majority vote of the entire membership of the board votes to adopt, rescind, or amend the vote center plan.

(2) At least two (2) of the members of the board voting to adopt, rescind, or amend the vote center plan are members of different political parties."

Renumber all SECTIONS consecutively.

(Reference is to HB 1222 as introduced.)

and when so amended that said bill do pass

Committee Vote: yeas 9, nays 0.

Wesco, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Elections and Apportionment, to which was referred House Bill 1267, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17, begin a new paragraph and insert:

"SECTION 1. IC 3-8-2-20, AS AMENDED BY P.L.225-2011, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 20. (a) A

person who files a declaration of candidacy under this chapter may, at any time not later than noon ~~eighty-five (85)~~ **eighty-one (81)** days before the date set for holding the primary election, file a statement with the same office where the person filed the declaration of candidacy, stating that the person is no longer a candidate and does not wish the person's name to appear on the primary election ballot as a candidate.

(b) A candidate who is disqualified from being a candidate under IC 3-8-1-5 must file a notice of withdrawal immediately upon becoming disqualified. The filing requirements of subsection (a) do not apply to a notice of withdrawal filed under this subsection.

(c) A candidate who has moved from the election district the candidate sought to represent must file a notice of withdrawal immediately after changing the candidate's residence. The filing requirements of subsection (a) do not apply to a notice of withdrawal filed under this subsection."

Delete page 2.

(Reference is to HB 1267 as introduced.)
and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 0.

WESCO, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Elections and Apportionment, to which was referred House Bill 1288, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1288 as introduced.)

Committee Vote: Yeas 10, Nays 0.

WESCO, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1308, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 1, delete "Except as provided in section".

Page 2, line 2, delete "2(b) of this chapter, an" and insert "An".

(Reference is to HB 1308 as introduced.)
and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 4.

ZENT, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1370, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1370 as introduced.)

Committee Vote: Yeas 13, Nays 0.

ZENT, Chair

Report adopted.

OTHER BUSINESS ON THE SPEAKER'S TABLE

Referrals to Ways and Means

The Speaker announced, pursuant to House Rule 127, that House Bill 1282 had been referred to the Committee on Ways and Means.

HOUSE MOTION

Mr. Speaker: I move that Representative DeLaney be added as coauthor of House Bill 1003.

JORDAN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative DeLaney be added as coauthor of House Bill 1021.

TORR

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Porter be added as coauthor of House Bill 1022.

TORR

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Clere be added as coauthor of House Bill 1042.

DAVISSON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Cherry and Klinker be added as coauthors of House Bill 1052.

GUTWEIN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Jordan be added as coauthor of House Bill 1059.

MILLER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives VanNatter and Harris be added as coauthors of House Bill 1063.

GOODRICH

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Clere be added as coauthor of House Bill 1065.

THOMPSON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Barrett, Fleming and Shackleford be added as coauthors of House Bill 1077.

ZENT

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Negele be added as coauthor of House Bill 1081.

GUTWEIN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that House Rule 105.1 be suspended for the purpose of adding more than three coauthors and that Representative DeLaney be added as coauthor of House Bill 1091.

COOK

The motion, having been seconded by a constitutional majority and carried by a two-thirds vote of the members, prevailed.

HOUSE MOTION

Mr. Speaker: I move that House Rule 105.1 be suspended for the purpose of adding more than three coauthors and that Representatives Fleming and Forestal be added as coauthors of House Bill 1094.

ZIEMKE

The motion, having been seconded by a constitutional majority and carried by a two-thirds vote of the members, prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Pressel, Miller and Bartlett be added as coauthors of House Bill 1104.

CLERE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Pryor be added as coauthor of House Bill 1113.

LEONARD

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Clere and Davisson be added as coauthor of House Bill 1116.

SHACKLEFORD

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Abbott, Bacon and Beck be added as coauthor of House Bill 1128.

AYLESWORTH

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives McNamara and Hatfield be added as coauthors of House Bill 1132.

STEUERWALD

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Lucas be added as coauthor of House Bill 1153.

GOODRICH

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Hostettler be added as coauthor of House Bill 1171.

PRESCOTT

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Goodrich, Cook and Goodin be added as coauthors of House Bill 1175.

FRYE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Cook, Barrett, and Fleming be added as coauthors of House Bill 1182.

CLERE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Moed be added as coauthor of House Bill 1195.

JUDY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Macer be added as coauthor of House Bill 1198.

ABBOTT

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Lindauer, Bacon and Fleming be added as coauthors of House Bill 1199.

CLERE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Barrett be added as coauthor of House Bill 1207.

DAVISSON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Fleming, Shackleford and Barrett be added as coauthors of House Bill 1209.

KIRCHHOFFER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Fleming, Barrett and Shackleford be added as coauthors of House Bill 1210.

ZENT

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Macer be added as coauthor of House Bill 1278.

BAUER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Thompson and Pfaff be added as coauthors of House Bill 1283.

DEVON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Macer be added as coauthor of House Bill 1286.

MOSELEY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Macer be added as coauthor of House Bill 1289.

MOSELEY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Dvorak be added as coauthor of House Bill 1306.

DELANEY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Baird, Errington and Hamilton be added as coauthors of House Bill 1309.

WOLKINS

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Hatfield be added as coauthor of House Bill 1317.

KIRCHHOFFER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Moed be removed as coauthor of House Bill 1330 and Representative Wright be added as coauthor.

HAMILTON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Hamilton be added as coauthor of House Bill 1338.

DVORAK

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Macer be added as coauthor of House Bill 1340.

DVORAK

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Clere be added as coauthor of House Bill 1373.

GUTWEIN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Hamilton be added as coauthor of House Bill 1425.

GIAQUINTA

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Lauer be added as coauthor of House Resolution 4.

V.SMITH

Motion prevailed.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Concurrent Resolutions 9, 10 and 14 and the same are herewith returned to the House.

JENNIFER L. MERTZ
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Senate Concurrent Resolutions 4, 6 and 10 and the same are herewith transmitted to the House for further action.

JENNIFER L. MERTZ
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Engrossed Senate Bills 61, 67, 78, 132, 144, 192, 226, 229, 246 and 267 and the same are herewith transmitted to the House for further action.

JENNIFER L. MERTZ
Principal Secretary of the Senate

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative Borders, the House adjourned at 12:34 p.m., this twenty-third day of January, 2020, until Monday, January 27, 2020, at 1:30 p.m.

BRIAN C. BOSMA
Speaker of the House of Representatives

M. CAROLINE SPOTTS
Principal Clerk of the House of Representatives